

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for approval of) DOCKET NO. 940960-GU
modifications to tariffs) ORDER NO. PSC-94-1341-FOF-GU
governing main and service) ISSUED: October 31, 1994
extensions by PEOPLES GAS)
SYSTEM, INC.)
_____)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
SUSAN F. CLARK
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER APPROVING TARIFF

BY THE COMMISSION:

On September 28, 1994, Peoples Gas System, Inc. (PGS) filed a request to modify its tariff governing main and service extensions. PGS proposed a total of six changes to the existing tariff. According to PGS the proposed changes will provide benefits to new and existing customers and to depositors.

Four of the proposed changes help to define the intent and application of the company's tariff so as to improve communication with potential customers and depositors. As to these four changes, the revised tariff language more clearly explains the following:

- 1) That the tariff rules and regulations apply to all depositors, any persons making deposits for main and service extensions, and are not limited to customers only;
- 2) That the purpose of construction deposits are to fund main and service extensions where expected sales do not economically justify the cost;
- 3) The reason why the required deposits for extensions are not interest-bearing and when the company may use reasonable efforts to estimate revenues;.
- 4) The reason why the company requires refundable deposits in cases where there are questions regarding the revenues from the projected sales;

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The remaining two changes allow for a more realistic and favorable refund policy. The changes allow for refunds to be made on a periodic basis rather than on a strictly annual basis and allow for longer periods over which deposits may be refunded to customers. Both changes benefit the depositor because he is likely to receive additional credits and prompt refunds. PGS believes the tariff changes will have minimal economic effects on the company and its customers.

We agree that PGS's proposed changes will be beneficial to the company, its existing customers and future customers because the changes explicitly outline the company's policy regarding construction deposits and provide more flexibility in the management of these deposits. The ultimate benefit may be the expansion of PGS's gas system.

Based on the foregoing, it is

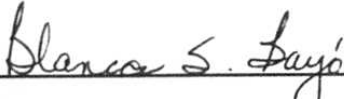
ORDERED by the Florida Public Service Commission that Peoples Gas System, Inc. proposed tariff revisions as described in the body of this Order are approved. It is further,

ORDERED that the tariff shall become effective on November 28, 1994. It is further

ORDERED that if a protest is filed in accordance with the requirements set forth below, the tariff shall remain in effect pending resolution of the protest. It is further

ORDERED that if no protest is filed in accordance with the requirements set forth below, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 31st day of October, 1994.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a)(d) and (e), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on November 21, 1994.

In the absence of such a petition, this order shall become final on the day subsequent to the above date.

Any objection or protest filed in this docket before the issuance date of this Order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this Order becomes final on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the date this Order becomes final, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.