

**Ruth Nettles**

080366-GU

**From:** Doc Horton [nhorton@lawfla.com]  
**Sent:** Friday, October 23, 2009 11:43 AM  
**To:** Filings@psc.state.fl.us  
**Cc:** Cheryl Martin; Patty Christensen; Jennifer Brubaker; Ralph Jaeger  
**Subject:** motion--080366-GU  
**Attachments:** motabeyance.pdf

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The Docket No. is 080366-GU Petition of Florida Public Utilities Company for a Rate Increase  
This is being filed on behalf of Florida Public Utilities Company

Total Number of Pages is 3

Motion to Hold Schedule in Abeyance

DOCUMENT NUMBER-DATE

10809 OCT 23 8

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition for rate increase by )  
Florida Public Utilities Company's )  
Gas Division )  
\_\_\_\_\_ )

Docket No. 080366-GU  
Date Filed: October 23, 2009

**MOTION TO HOLD SCHEDULE IN ABEYANCE**

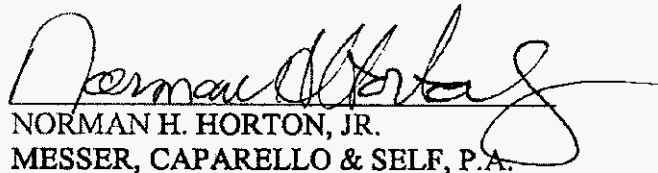
COMES NOW, Florida Public Utilities Company ("FPUC") through its undersigned herewith files this Motion to Hold the Schedule in Abeyance and as a basis would state:

1. The Commission currently has service hearings in this docket scheduled for November 12 & 13, 2009 and final hearings scheduled December 7-9, 2009.
2. The Office of Public Counsel (OPC) and FPUC have reached a settlement of this docket which is being reduced to a written document. The settlement will eliminate the need for the scheduled hearings.
3. FPUC has not yet mailed notices to customers but will need to do so the week of the 26<sup>th</sup> of October in order to comply with Commission requirements. Also, in order to avoid the costs of newspaper ads, the newspapers must be notified the morning of October 26, 2009.

4. In view of the settlement, FPUC requests that the schedule be held in abeyance and that the company not be required to mail notices or run the newspaper ads.

Counsel has spoken with counsel for OPC and is authorized to represent that OPC has no objection to the motion.

Respectfully submitted this 23<sup>rd</sup> day of October, 2009.



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Attorneys for Florida Public Utilities Company

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by Electronic Mail and/or U.S. Mail this 23<sup>rd</sup> day of October, 2009 upon the following:

Ralph Jaeger, Esq.  
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Florida Public Service Commission  
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Patricia Christensen  
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