

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

FILED 10/30/2019  
DOCUMENT NO. 10398-2019  
FPSC - COMMISSION CLERK

In the Matter of:

DOCKET NO. 20190004-GU

NATURAL GAS CONSERVATION  
COST RECOVERY.

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PROCEEDINGS: PREHEARING CONFERENCE

COMMISSIONERS  
PARTICIPATING: COMMISSIONER GARY F. CLARK  
PREHEARING OFFICER

DATE: Tuesday, October 22, 2019

TIME: Commenced: 9:39 a.m.  
Concluded: 9:42 a.m.

PLACE: Betty Easley Conference Center  
Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: DEBRA R. KRICK  
Court Reporter and  
Notary Public in and for  
the State of Florida at Large

PREMIER REPORTING  
114 W. 5TH AVENUE  
TALLAHASSEE, FLORIDA  
(850) 894-0828

1 APPEARANCES:

2 BETH KEATING, ESQUIRE, Gunster Law Firm, 215  
3 South Monroe Street, Suite 601, Tallahassee, Florida  
4 32301-1839, appearing on behalf of Florida Public  
5 Utilities Company, Florida Division of Chesapeake  
6 Utilities Corporation, Indiantown Division, and Florida  
7 Public Utilities Company - Fort Meade; and Sebring Gas  
8 System.

9 BETH KEATING and GREGORY M. MUNSON, ESQUIRES,  
10 Gunster Law Firm, 215 South Monroe Street, Suite 601,  
11 Tallahassee, Florida 32301-1839; and CHRISTOPHER T.  
12 WRIGHT, ESQUIRE, 700 Universe Boulevard, Juno Beach,  
13 Florida 33408, appearing on behalf of Florida City Gas.

14 ANDREW M. BROWN and ANSLEY WATSON JR.,  
15 ESQUIRES, McFarlane Law Firm, P.O. BOX 1531, Tampa,  
16 Florida, 33601-1531, appearing on behalf of Peoples Gas  
17 System.

18 J.R. KELLY, PUBLIC COUNSEL; CHARLES REHWINKEL,  
19 DEPUTY PUBLIC COUNSEL; Office of Public Counsel, c/o The  
20 Florida Legislature, 111 W. Madison Street, Room 812,  
21 Tallahassee, Florida 32399-1400, appearing on behalf of  
22 the Citizens of the State of Florida.

23 ANDY SHOAF, V.P., ST. JOE NATURAL GAS COMPANY,  
24 INC. P.O. Box 549, Port St. Joe, Florida 32457-0549.

25 RACHEL DZIECHCIARZ, ESQUIRE, General Counsel's

1 Office, 2540 Shumard Oak Boulevard, Tallahassee, Florida  
2 32399-0850, appearing on behalf of the Florida Public  
3 Service Commission Staff.

4 KEITH HETRICK, GENERAL COUNSEL; MARY ANNE  
5 HELTON, DEPUTY GENERAL COUNSEL; Florida Public Service  
6 Commission, 2540 Shumard Oak Boulevard, Tallahassee,  
7 Florida 32399-0850, Advisor to the Florida Public  
8 Service Commission.

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1 P R O C E E D I N G S

2 COMMISSIONER CLARK: All right. Ms.  
3 Dziechciarz, are there any preliminary matters we  
4 need to address before we get to the prehearing  
5 order.

6 MS. DZIECHCIARZ: Morning, Commissioner.  
7 Staff will note for the record that St. Joe Natural  
8 Gas Company has been excused from the rehearing in  
9 the 04 docket, and there are no other preliminary  
10 matters that staff is aware of.

11 COMMISSIONER CLARK: Any of the parties have  
12 any preliminary matters?

13 All right. Let's go through the prehearing  
14 order.

15 Case background.

16 Conduct of proceedings.

17 Jurisdiction.

18 Procedure for handling confidential  
19 information.

20 Prefiled testimony.

21 Order of witness.

22 Basic positions.

23 Section VIII, issues and positions, staff.

24 MS. DZIECHCIARZ: Staff will note that the  
25 order establishing procedure requires that a party

1 take a position at the prehearing conference unless  
2 good cause is shown as to why that party cannot  
3 take a position at this time.

4 Accordingly, if a party's position in the  
5 draft prehearing order is currently no position at  
6 this time, that party must change its position or  
7 show good cause as to why it cannot take a  
8 position.

9 Staff will also note that parties who have not  
10 yet taken a position, or wish to change their  
11 position, be allowed to submit their position in  
12 writing no later than close of business tomorrow,  
13 October 23rd. If a party fails to take a position  
14 by that time, the prehearing order will reflect no  
15 position for that party on such issues.

16 COMMISSIONER CLARK: Mr. Rehwinkel.

17 MR. REHWINKEL: Public Counsel's positions  
18 will convert to no position --

19 COMMISSIONER CLARK: Thank you.

20 MR. REHWINKEL: -- on all issues. Thank you.

21 COMMISSIONER CLARK: Anything else?

22 All right. Moving to exhibit list.

23 MS. DZIECHCIARZ: We have prepared a draft  
24 comprehensive exhibit list which includes all  
25 prefiled exhibits and includes those exhibits staff

1 wishes to include in the record. Staff has  
2 circulated the draft list to determine if there are  
3 any objections to the comprehensive exhibit list or  
4 any of staff's exhibits being entered into the  
5 record and we hope to have that finalized by the  
6 hearing.

7 COMMISSIONER CLARK: Okay. Proposed  
8 stipulations.

9 MS. DZIECHCIARZ: There are no proposed  
10 stipulations that are finalized at this time.

11 COMMISSIONER CLARK: Pending motions.

12 MS. DZIECHCIARZ: No pending motions at this  
13 time.

14 COMMISSIONER CLARK: Confidentiality motions.

15 MS. DZIECHCIARZ: No, sir.

16 COMMISSIONER CLARK: All right. Move to  
17 post-hearing procedures.

18 MS. DZIECHCIARZ: If issues stipulated and the  
19 parties agree to waive briefs, the Commission may  
20 make a bench decision for this portion of the  
21 docket. If there are any issues to be briefed,  
22 staff recommends post-hearing briefs be no longer  
23 than 40 pages.

24 COMMISSIONER CLARK: All right. All parties  
25 in agreement?

1 MS. DZIECHCIARZ: Staff would also note that  
2 briefs due November 15th, 2019.

3 COMMISSIONER CLARK: All right. Rulings.

4 MS. DZIECHCIARZ: Staff would note that St.  
5 Joe Natural Gas Company's excusal from the  
6 prehearing in this docket will be included in the  
7 prehearing order.

8 COMMISSIONER CLARK: All right. Opening  
9 statements will be limited to five minutes. You  
10 may choose to waive those. Witness summaries three  
11 minutes. Briefs limited to 40 pages.

12 Are there any other matters to address in the  
13 prehearing conference?

14 All right. Seeing none, that concludes the  
15 04.

16 Y'all are making this easy this morning.

17 (Proceedings concluded at 9:42 a.m.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA )  
COUNTY OF LEON )

I, DEBRA KRICK, Court Reporter, do hereby  
certify that the foregoing proceeding was heard at the  
time and place herein stated.

IT IS FURTHER CERTIFIED that I  
stenographically reported the said proceedings; that the  
same has been transcribed under my direct supervision;  
and that this transcript constitutes a true  
transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative,  
employee, attorney or counsel of any of the parties, nor  
am I a relative or employee of any of the parties'  
attorney or counsel connected with the action, nor am I  
financially interested in the action.

DATED this 30th day of October, 2019.



DEBRA R. KRICK  
NOTARY PUBLIC  
COMMISSION #GG015952  
EXPIRES JULY 27, 2020