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April 16, 2024

BY ELECTRONIC FILING

Mr. Adam Teitzman, Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Docket 20240038-GU – Petition for approval of Amendment No. 1 to transportation service agreement between Peninsula Pipeline Company, Inc. and Florida Public Utilities Company.

Dear Mr. Teitzman:

Attached for electronic filing, please find Peninsula Pipeline Company's and Florida Public Utilities Company's Responses to Staff's Second Data Requests.

As always, thank you for your assistance in connection with this filing. If you have any questions whatsoever, please do not hesitate to let me know.

Sincerely,

Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

Cc: Certificate of Service

Docket 20240038-GU – Petition for approval of Amendment No. 1 to transportation service agreement between Peninsula Pipeline Company, Inc. and Florida Public Utilities Company.

PPC and FPUC's Responses to Staff's Second Data Requests

- 1. Referring to response #12 in staff's first data request, please identify the section of the amendment containing the new 20-year term.**

Company Response:

Please refer to the second "Whereas" clause of the amendment, which states "the Parties desire to amend the Agreement to extend the term of the Agreement...". In Section 4.1 of the agreement, the 20-year term begins on the "In-Service Date," which by definition is tied to the commencement of commercial operations. The amendment adds new "Segment In-Service Dates" to the agreement, which are tied to the commencement of commercial operations of each new Segment. In effect, therefore, the amendment extends the original 20-year term by the difference between the original "In-Service Date" and the last "Segment In-Service Date."

- 2. If the 20-year term is not described in the amendment, please explain where the Parties have agreed to this provision for this and/or future amendments.**

Company Response:

Please see Response above.