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October 20, 2005

**BY HAND DELIVERY**

Ms. Blanca Bayo, Director  
Commission Clerk and Administrative Services  
Room 110, Easley Building  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Re: Florida Public Utilities Company; Docket No. 050001-EI

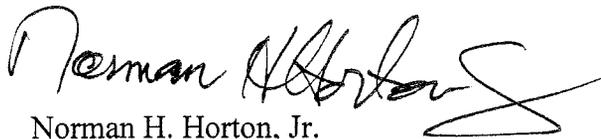
Dear Ms. Bayo:

Enclosed for filing on behalf of Florida Public Utilities Company in this docket are an original and 15 copies of Florida Public Utilities Company's Response to OPC's Motion to Address All Issues Relating to FPUC's Proposed Fuel Surcharge Included in this Docket in a Separate Proceeding in the above referenced docket.

Please acknowledge receipt of these documents by stamping the enclosed extra copy of this letter.

Thank you for your assistance.

Sincerely,



Norman H. Horton, Jr.

NHH/amb  
Enclosures

cc: Ms. Cheryl Martin  
Parties of Record

DOCUMENT NUMBER - DATE

10206 OCT 20 05

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Fuel and Purchased Power	)	
Cost Recovery Clause and Generating	)	Docket No. 050001-EI
Performance Incentive Factor.	)	Filed: October 20, 2005
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**RESPONSE TO OPC’S MOTION TO ADDRESS ALL ISSUES  
RELATING TO FPUC’S PROPOSED FUEL SURCHARGE  
INCLUDED IN THIS DOCKET IN A SEPARATE PROCEEDING**

COMES NOW, Florida Public Utilities Company (“FPUC”), by and through its undersigned counsel, and files this response to OPC’s Motion filed October 18, 2005. In response FPUC would state:

1. On October 18, 2005, OPC filed its Motion in this docket requesting among other things, that the Commission separate FPUC’s request for a fuel adjustment factor additive to a separate proceeding. Prior to filing the Motion, counsel for OPC contacted counsel for FPUC to discuss the Motion.

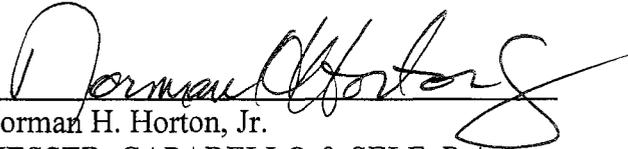
2. During the discussion, counsel for OPC explained the position they would be taking and the purpose of the motion.

3. The Motion as filed goes beyond that which was discussed with counsel for FPUC but OPC represents that counsel for FPUC had no objection to the spin-off and proposal of OPC. However, FPUC expressed that it had no objection to the spin-off of the issue of the additive and treatment of that issue by PAA provided that the issue would be considered not later than the December 6, 2005 Agenda Conference. FPUC did not agree to anything beyond that and was unaware of the other elements contained in the Motion filed by OPC.

4. Upon notification of the mistake, OPC advised counsel they would file a letter clarifying the position of FPUC; however, the purpose of this Response is to formally clarify FPUC’s position and that is, very simply, that FPUC would not object to the spin-out of the additive issue provided that issue is addressed as PAA not later than the December 6, 2005

Agenda Conference. FPUC prefers that the Commission consider this issue in this docket during the scheduled hearings but would honor the representation made to OPC. FPUC does not agree to any other issue being spun-out or to any other proposal offered by OPC in its Motion and objects to the proposals submitted by OPC.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Norman Horton, Jr.", written over a horizontal line.

Norman H. Horton, Jr.  
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Attorney for Florida Public Utilities Company

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by U. S. Mail this 20<sup>th</sup> day of October, 2005 upon the following:

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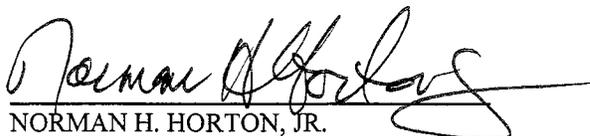
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