### REQUEST FOR CHANGE TO AGENDA CONFERENCE HAND DELIVER

Date of Request: 8/25/2008 Date of Agenda Conference: 9/04/2008 Item No. 22
Docket No.: 080003-GU Brief Title: Purchased gas adjustment (PGA) true-up.
Requested by: 🛛 Staff 🖾 Other Florida City Gas
Please attach a copy of the written documentation filed (IF OTHER)
STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request
ACTION REQUESTED [see APM 2.11]
Defer Item to Agenda Scheduled     Date:
Change Order of Item or Take Up at Time Certain
Withdraw Item (not expected to return to Agenda)
Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the front page lot-the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.
Add Item to Published Agenda [see Section 120.525(2), F.S.] - Issue an ADDENDUM and give Legal NOTICE
Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE
Concise explanation, justification or comments (attach additional sheet if necessary):
Florida City Gas filed a Notice of Withdrawal of its Petition for Approval of a Mid Course Correction.
CCLK COR BCCP BCCP BCCP BCCP BCCP BCCP BCCP BCC
Signature (Technical Staff):   Signature (Legal Staff):   Signature (Legal Staff):   WWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWWW
CHAIRMAN'S OFFICE Initials: Date: Da

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August 22, 2008

# VIA Electronic filing

Ms. Ann Cole Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

## Re: Docket No. 080003-GU - Purchased Gas Adjustment (PGA) True-Up.

Dear Ms. Cole:

Attached for electronic filing is Florida City Gas Company's Notice of Withdrawal of its July 22, 2008, Petition for Approval of a Mid-Course Correction to its PGA Cap.

Please do not hesitate to let me know if you have any questions. Thank you for your assistance with this filing.

Sincerely,

Keats Ant

Beth Keating AKERMAN SENTERFITT 106 East College Avenue, Suite 1200 Tallahassee, FL 32302-1877 Phone: (850) 224-9634 Fax: (850) 222-0103

**ENCLOSURES** 

cc: Bill McNulty Katherine Fleming

{TL167358;1}

#### **BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

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In Re: Purchased Gas Adjustment (PGA) True-Up

Docket No. 080003-GU Filed: August 22, 2008

# NOTICE OF WITHDRAWAL OF PETITION BY FLORIDA CITY GAS

Florida City Gas ("City Gas" or "the Company") hereby submits this Notice of Withdrawal, and as the basis therefore, states:

In the weeks since Florida City Gas filed its July 22, 2008, Petition requesting a midcourse correction to its PGA Cap, City Gas has continued to monitor the fluctuations and trends in the price of natural gas. The recent decline in prices has continued and City Gas now believes that it will be able to manage its purchases for the remainder of the year in a manner that will avoid any significant over-recovery or under-recovery through the PGA clause under the cap that is presently in effect.

WHEREFORE, in order to avoid unnecessary expenditure of resources by the Company and the Commission, City Gas hereby withdraws its July 22, 2008, Petition for Approval of a Mid-Course Correction..

RESPECTFULLY SUBMITTED this 22<sup>nd</sup> day of August, 2008.

/s/ Beth Keating

Beth Keating Akerman Senterfitt Attorneys at Law 106 East College Avenue, Suite 1200 Tallahassee, FL 32301 (850) 224-9634

Attorneys for Florida City Gas Company

Docket No. 080003-GU

### **<u>CERTIFICATE OF SERVICE</u>**

I HEREBY CERTIFY that a true and correct copy of Florida City Gas's Notice of Withdrawal of its Petition for Approval of Mid-Course Correction in PGA Cap in Docket No. 080003-GU has been furnished by regular U.S. Mail to the following parties of record this 22nd day of August 2008:

Florida Public Utilities Company Mehrdad Khojasteh P.O. Box 3395 West Palm Beach, FL 33402-3395 Messer Law Firm Norman H. Horton, Jr. P.O Box 15579 Tallahassee, FL 32317	MacFarlane Ferguson Law Firm Ansley Watson, Jr. P.O. Box 1531 Tampa, FL 33601-1531 Office of Public Counsel J.R. Kelly/Patricia Christensen/S.Burgess c/o The Florida Legislature 111 West Madison Street Room 812 Tallabasere FL 22200 1400
People Gas System Paula Brown P.O. Box 111 Tampa, FL 33601-0111 TECO Energy, Inc. Matthew Costa P.O. Box 111 Tampa, FL 33601-0111	Tallahassee, FL 32399-1400St. Joe Natural Gas Company, Inc.Mr. Stuart L. ShoafP.O. Box 549Port St. Joe, FL 32457-0549AGL Resources Inc.Elizabeth WadeTen Peachtree PlaceLocation 1470
Florida City Gas Melvin Williams 955 East 25 <sup>th</sup> Street Hialeah, FL 33013-3498 Florida City Gas Jay Sutton 4180 South US Hwy. 1 Rockledge, FL32955-5309	Location 1470         Atlanta, GA 30309         Katherine Fleming         Florida Public Service Commission         2540 Shumard Oak Boulevard         Tallahassee, FL 32399         Charles A. Costin         Costin and Costin Law Firm         P.O. Box 98         Port Saint Joe, FL 32457-1159

# /s/Beth Keating

Beth Keating Akerman Senterfitt, Attorneys at Law 106 East College Avenue, Suite 1200 Tallahassee, FL 32301