

MEMORANDUM

AUGUST 17, 2009

RECEIVED-FPSC
09 AUG 17 PM 1:36
COMMISSION
CLERK

TO: ANN COLE
FROM: CAROLINE KLANCKE, SENIOR ATTORNEY *CMK*
RE: DOCKET NO. 080318-GU

Please have the enclosed document placed in the pleading side of Docket No. 080318-GU. Thank you.

CMK
Attachment

DOCUMENT NUMBER-DATE

08521 AUG 17 08

FPSC-COMMISSION CLERK

MACFARLANE FERGUSON & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

1611 HARDEN BOULEVARD
LAKELAND, FLORIDA 33803
(863) 687-8320 FAX (863) 683-2849

ONE TAMPA CITY CENTER, SUITE 2000
201 NORTH FRANKLIN STREET
P.O. BOX 1531 (ZIP 33601)
TAMPA, FLORIDA 33602
(813) 273-4200 FAX (813) 273-4396

www.mfmlegal.com
EMAIL: info@mfmlegal.com

625 COURT STREET
P. O. BOX 1669 (ZIP 33757)
CLEARWATER, FLORIDA 33756
(727) 441-8886 FAX (727) 442-8470

IN REPLY REFER TO:

Ansley Watson, Jr.
P.O. Box 1531
Tampa, Florida 33601
e-mail: aw@macfar.com

August 17, 2009

VIA E-MAIL ATTACHMENT

Katherine E. Fleming, Esquire
Caroline M. Klancke, Esquire
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 080318-GU – Petition for rate increase by Peoples Gas System (Item No. 13 on August 18, 2009 Conference Agenda)

Dear Katherine and Caroline:

I respectfully request on behalf of Peoples Gas System ("Peoples") that the Commission's consideration of the item referenced above be deferred from the August 18, 2009 Agenda Conference to an agenda conference at a later date.

Deferral of this item, which involves Peoples' motion for reconsideration of the final order in the above rate case to address a possible tax normalization issue, would afford Peoples time to meet with the Commission Staff and the intervenors in the case to clarify certain aspects of the Staff Recommendation and discuss the issue of the possible tax normalization violation.

I am authorized to represent that counsel for the intervenors (including the Office of Public Counsel) either have no objection to, or support, the granting of this request to defer the above item to a later Agenda Conference.

Because I (and other Peoples representatives) would be traveling to Tallahassee later today for tomorrow's agenda conference, I would appreciate being advised as soon as reasonably possible regarding the disposition of this request so that such travel might be avoided in the event the request is granted.

DOCUMENT NUMBER-DATE

08521 AUG 17 8

FPSC-COMMISSION CLERK

Katherine E. Fleming, Esquire
Caroline M. Klancke, Esquire
August 17, 2009
Page 2

I would sincerely appreciate your favorable recommendation to the Commission with respect to a grant of this request for deferral.

Respectfully,


ANSLEY WATSON, JR.

AWjr/a

cc: J. R. Kelly, Esquire/Charles J. Rehwinkel, Esquire (via electronic and regular mail)
John W. McWhirter, Jr., Esquire (via electronic and regular mail)
Ms. Annette Follmer
Mr. Lewis M. Binswanger
Mrs. Kandi M. Floyd