

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: December 5, 2016

TO: Carlotta Stauffer, Commission Clerk

FROM: Jennifer Crawford, Attorney Supervisor, Office of the General Counsel

RE: Docket No.160175-GU – Petition for review and determination on the project construction and gas transportation agreement between NUI Utilities, Inc. d/b/a City Gas Company of Florida and Florida Crystals Corporation, and approval of an interim service arrangement.

Please place the attached e-mail from Floyd R. Self (Berger Singerman) regarding the above referenced docket in the docket file.

Thank you.

JSC:csc
Attachment

Margo Leathers

From: Floyd R. Self <fself@bergersingerman.com>
Sent: Monday, December 05, 2016 1:18 PM
To: Schef Wright; Margo Leathers
Cc: Jennifer Crawford; Jay LaVia
Subject: RE: Agreement of Florida City Gas and Florida Crystals Corporation re: Procedural Matters

Margo and Jennifer,

Yes, FCG agrees that this should be set for hearing and the hearing should be as soon as is reasonable. The parties have been and will continue to talk, but the most beneficial thing would be to get that hearing schedule set.

Thanks.
Floyd

BERGER SINGERMAN

Floyd R Self

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From: Schef Wright [<mailto:schef@gbwlegal.com>]
Sent: Monday, December 05, 2016 1:05 PM
To: Margo Leathers (mleather@psc.state.fl.us)
Cc: Jennifer Crawford (jcrawfor@psc.state.fl.us); Floyd R. Self; Jay LaVia
Subject: Agreement of Florida City Gas and Florida Crystals Corporation re: Procedural Matters

Hi Margo –

As we discussed last week, Floyd and I have consulted and are happy to offer you the following regarding our agreement as to certain procedural aspects of Docket No. 160175-GU:

Florida City Gas and Florida Crystals agree that the PSC should set this case directly for hearing, with Florida Crystals thereupon to be made a party with full party rights. Further, FCG and Florida Crystals will continue to negotiate in good faith toward a possible business resolution of these disputes. Further, FCG and

Florida Crystals will work cooperatively with the Staff to develop a proposed procedural schedule that, in the event negotiations are unsuccessful, will allow this matter to be resolved as soon as is reasonably practicable.

You'll note that we haven't included specific dates at this point; this is because we are trying to figure out a workable path to the earliest possible resolution, and as indicated below, we will work with Staff on developing that schedule as soon as possible.

If you have any questions, please free to call either of us.

All the best, Schef