

BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

FILED 10/31/2018  
DOCUMENT NO. 06910-2018  
FPSC - COMMISSION CLERK

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

In the Matter of:

DOCKET NO. 20180004-GU

NATURAL GAS CONSERVATION  
COST RECOVERY.

\_\_\_\_\_ /

PROCEEDINGS: PREHEARING CONFERENCE

COMMISSIONERS  
PARTICIPATING: COMMISSIONER GARY F. CLARK  
PREHEARING OFFICER

DATE: Tuesday, October 23, 2018

TIME: Commenced: 9:43 A.M.  
Concluded: 9:48 A.M.

PLACE: Betty Easley Conference Center  
Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: DEBRA R. KRICK  
Court Reporter and  
Notary Public in and for  
the State of Florida at Large

PREMIER REPORTING  
114 W. 5TH AVENUE  
TALLAHASSEE, FLORIDA  
(850) 894-0828

1 APPEARANCES:

2 CHRISTOPHER T. WRIGHT, ESQUIRE, 700 Universe  
3 Boulevard, Juno Beach, Florida 33408-0420, appearing on  
4 behalf of Florida Power & Light Company.

5 BETH KEATING and GREGORY MUNSON, ESQUIRES,  
6 Gunster Law Firm, 215 South Monroe Street, Suite 601,  
7 Tallahassee, Florida 32301-1839, appearing on behalf of  
8 Florida Public Utilities Company, Indiantown, Fort  
9 Meade, Chesapeake, and Florida City Gas; and CHRISTOPHER  
10 T. WRIGHT, ESQUIRE, 700 Universe Boulevard, Juno Beach,  
11 Florida 33408, appearing on behalf of Florida City Gas.

12 JAMES BEASLEY, ANSLEY WATSON and ANDREW BROWN,  
13 ESQUIRES, McFarlane Law Firm, P.O. BOX 1531, Tampa,  
14 Florida, 33601-1531, appearing on behalf of Peoples Gas  
15 System.

16 J.R. KELLY, PUBLIC COUNSEL; CHARLES REHWINKEL,  
17 DEPUTY PUBLIC COUNSEL; Office of Public Counsel, c/o the  
18 Florida Legislature, 111 W. Madison Street, Room 812,  
19 Tallahassee, Florida 32399-1400, appearing on behalf of  
20 the Citizens of the State of Florida.

21 PAULA M. SPARKMAN, ESQUIRE, Messer Law Firm,  
22 P.O. BOX 15579, Tallahassee, Florida 32317, appearing on  
23 behalf of Sebring Gas System, Inc.

24

25

1 APPEARANCES (CONTINUED):

2 CHARLES SHOAF, VICE PRESIDENT, ST. JOE NATURAL  
3 GAS, P.O. Box 549, Port St. Joe, Florida 32457.

4 RACHEL DZIECHCIARZ, ESQUIRE, FPSC General  
5 Counsel's Office, 2540 Shumard Oak Boulevard,  
6 Tallahassee, Florida 32399-0850, appearing on behalf of  
7 the Florida Public Service Commission Staff.

8 KEITH HETRICK, GENERAL COUNSEL; MARY ANNE  
9 HELTON, DEPUTY GENERAL COUNSEL; Florida Public Service  
10 Commission, 2540 Shumard Oak Boulevard, Tallahassee,  
11 Florida 32399-0850, Advisor to the Florida Public  
12 Service Commission.

13

14

15

16

17

18

19

20

21

22

23

24

25

1 P R O C E E D I N G S

2 COMMISSIONER CLARK: Let's move straight to  
3 04.

4 All right. Everybody ready?

5 Preliminary Matters, Ms. Dziechciarz, are  
6 there any preliminary matters we need to address?

7 MS. DZIECHCIARZ: Yes.

8 Staff will note for the record that St. Joe  
9 Natural Gas Company has been excused from the  
10 prehearing in the 04 docket, and then there are no  
11 other preliminary matters that staff is aware of at  
12 this time.

13 COMMISSIONER CLARK: Any of the parties have a  
14 preliminary matter?

15 All right. Let's roll through the order,  
16 beginning with Section I, Case Background.

17 Section II, Conduct of Proceedings.

18 Section III, Jurisdiction.

19 Section IV, Procedure for Handling  
20 Confidential Information.

21 Section V, Prefiled Testimony, Exhibits and  
22 Witnesses.

23 Section VI, Order of Witnesses.

24 Section VII, Basic Positions.

25 Section VIII, Issues and Positions.

1 MS. DZIECHCIARZ: Yes, Commissioner. Similar  
2 to what Ms. DuVal said, staff will note that the  
3 order establishing procedure requires that a party  
4 take a position at the prehearing conference unless  
5 good cause is shown as to why that party cannot  
6 take a position at this time.

7 Accordingly, if a party's position in the  
8 draft prehearing order is currently no position at  
9 this time, that party must change its position or  
10 show good cause as to why it cannot take a  
11 position.

12 And staff will also suggest that the parties  
13 who have heretofore not taken a position, or wish  
14 to change their position, be allowed to submit  
15 their position in writing no later than noon  
16 tomorrow, October 24th, to be consistent with the  
17 other docket. And if a party fails to take a  
18 position by that time, the prehearing order will  
19 reflect no position for that party for such issues.

20 COMMISSIONER CLARK: We will adjust all of  
21 these to be the same as for noon tomorrow on any  
22 changes.

23 All right. Any questions?

24 Section IX, Exhibit List.

25 MS. DZIECHCIARZ: Yes. Commissioner, staff

1 will note that it has prepared a draft  
2 comprehensive exhibit list, which includes all  
3 prefiled exhibits and includes those exhibits staff  
4 wishes to include into the record. Staff has  
5 already circulated a draft list to determine if  
6 there are any objections to the draft comprehensive  
7 exhibit list or any of staff's exhibits being  
8 entered into the record, and we hope to work toward  
9 stipulations on those.

10 COMMISSIONER CLARK: Okay. Great.

11 Proposed Stipulations.

12 MS. DZIECHCIARZ: So the direct testimony of  
13 St. Joe Natural Gas Company's witness Ms. Debbie  
14 Stitt has already been stipulated to at this time,  
15 and other than that, we don't have any stipulations  
16 yet.

17 COMMISSIONER CLARK: Yes.

18 MS. CHRISTENSEN: Commissioner, Patty  
19 Christensen with the Office of Public Counsel.

20 As Mr. Moyle noted, we have taken no position  
21 at this time which will change to no position.  
22 Similar to past proceedings, if we take no  
23 position, we don't want to stand necessarily in the  
24 way of the Utility and the Commission reaching  
25 stipulations, but we don't want to be noted as

1           affirmatively approving those stipulations. So we  
2           would take a neutral position on any stipulations  
3           that would be entered in this docket, or the other  
4           dockets where we are in a similar posture.

5           Thank you.

6           COMMISSIONER CLARK: Okay. Thank you.

7           All right. Let's move to -- anything else?

8           All right. Move to Pending Motions.

9           MS. DZIECHCIARZ: There are no pending motions  
10          at this time.

11          COMMISSIONER CLARK: Pending Confidentiality  
12          Motions.

13          MS. DZIECHCIARZ: There are no pending  
14          confidentiality motions either.

15          COMMISSIONER CLARK: Post-Hearing Procedures.

16          MS. DZIECHCIARZ: If issues are stipulated and  
17          the parties agree to waive briefs, the Commission  
18          may make a bench decision for this portion of the  
19          docket. If there are any issues to be briefed, the  
20          staff recommends post-hearing briefs be no longer  
21          than 40 pages.

22          COMMISSIONER CLARK: All parties in agreement?  
23          Okay.

24          MS. DZIECHCIARZ: Okay. Staff notes that any  
25          briefs will be due on November 16th, 2018.

1                   COMMISSIONER CLARK: All right. Let's go to  
2                   rulings.

3                   MS. DZIECHCIARZ: So staff would note that St.  
4                   Joe Natural Gas Company's excusal from the  
5                   prehearing in this docket will be included in the  
6                   prehearing order, and that will be it for us.

7                   COMMISSIONER CLARK: All right. Opening  
8                   statements will be limited to three minutes unless  
9                   you choose to waive them, and briefs are limited to  
10                  40 pages.

11                  All right. Are there any other matters that  
12                  need to be addressed, Ms. Dziechciarz?

13                  MS. DZIECHCIARZ: There are no other matters  
14                  that staff is aware of.

15                  COMMISSIONER CLARK: Any party?

16                  All right. That concludes the 04 prehearing.

17                  (The prehearing concluded at 9:48 A.M.)

18

19

20

21

22

23

24

25



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

CERTIFICATE OF REPORTER

STATE OF FLORIDA )  
COUNTY OF LEON )

I, DEBRA KRICK, Court Reporter, do hereby  
certify that the foregoing proceeding was heard at the  
time and place herein stated.

IT IS FURTHER CERTIFIED that I  
stenographically reported the said proceedings; that the  
same has been transcribed under my direct supervision;  
and that this transcript constitutes a true  
transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative,  
employee, attorney or counsel of any of the parties, nor  
am I a relative or employee of any of the parties'  
attorney or counsel connected with the action, nor am I  
financially interested in the action.

DATED this 31st day of October, 2018.



---

DEBRA R. KRICK  
NOTARY PUBLIC  
COMMISSION #GG015952  
EXPIRES JULY 27, 2020