

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-**

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**DATE:** August 28, 2020

**TO:** Adam J. Teitzman, Commission Clerk, Office of Commission Clerk

**FROM:** Rachael Dziechciarz, Senior Attorney, Office of the General Counsel  
Ashley Weisenfeld, Attorney, Office of the General Counsel  
Bianca Lherisson, Senior Attorney, Office of the General Counsel *TLT*

**RE:** Docket No. 20190155-EI - Petition for establishment of regulatory assets for expenses not recovered during restoration for Hurricane Michael, by Florida Public Utilities Company.

Docket No. 20190156-EI - Petition for a limited proceeding to recover incremental storm restoration costs, capital costs, revenue reduction for permanently lost customers, and regulatory assets related to Hurricane Michael, by Florida Public Utilities Company.

Docket No. 20190174-EI - Petition for approval of 2019 depreciation study by Florida Public Utilities Company.

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Please see the attached confirmation from Beth Keating, on behalf of Florida Public Utilities Company, regarding the request submitted by JR Kelly to cancel the prehearing conference scheduled on August 28, 2020, to be placed in the docket file. (Exhibit MJ-1, page 35 of 48)

**From:** Keating, Beth [<mailto:BKeating@gunster.com>]  
**Sent:** Thursday, August 27, 2020 3:50 PM  
**To:** JR Kelly; Keith Hetrick  
**Cc:** Christensen, Patty  
**Subject:** RE: Tentative settlement of FPUC storm cost recovery and depreciation dockets

Keith and J.R.,

This is just to confirm that FPUC is in full agreement with J.R.'s representations and requests below. Many thanks for your consideration and efforts.

All the best,  
Beth

**From:** Kelly, JR [<mailto:KELLY.JR@leg.state.fl.us>]  
**Sent:** Wednesday, August 26, 2020 7:38 PM  
**To:** Keith Hetrick ([khetrick@psc.state.fl.us](mailto:khetrick@psc.state.fl.us))  
**Cc:** Keating, Beth; Christensen, Patty  
**Subject:** Tentative settlement of FPUC storm cost recovery and depreciation dockets

Keith – This email is to confirm our conversation tonight that OPC and FPUC have reached a tentative agreement to settle FPUC's Hurricane Michael storm recovery docket and their depreciation docket. We are putting the agreement into writing now and will try to file on Friday, or Monday at the latest. The accompanying tariff sheets will be filed a few days later. OPC and FPUC would respectively request that the Pre-Hearing Conference scheduled for this Friday, August 28, be cancelled. Both OPC and FPUC want to utilize the next couple of days to work on drafting the agreement and getting it filed as soon as practical. In addition, we respectfully request that the schedule for submitting cross-examination documents (which is next Tuesday, September 1) also be cancelled. Lastly, OPC and FPUC respectfully request that the hearing dates for these dockets (which are September 8-10) be retained and the settlement be taken up on one of those three days. Both parties commit to work together with staff to provide whatever additional information or documentation staff requests in an expeditious manner in order for the agreement to be considered at that time.

OPC and FPUC appreciates the Commission's consideration of these requests. If you have any questions, please feel free to contact me, Patty Christensen with OPC, or Beth Keating, Counsel for FPUC.

JR

**J.R. Kelly**  
**Office of Public Counsel**  
**111 West Madison Street**  
**Room 812**  
**Tallahassee, FL 32399-1400**  
**850-488-9330**  
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