

State of Florida



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: June 26, 2002
TO: Division of the Commission Clerk and Administrative Services
FROM: Office of the General Counsel (Gervasi) *GG*
RE: Docket No. 020413-SU - Initiation of show cause proceedings against Aloha Utilities, Inc. in Pasco County for failure to charge approved service availability charges, in violation of Order No. PSC-01-0326-FOF-SU and Section 367.091, Florida Statutes.

Please file the attached letter dated June 25, 2002, in the docket file for the above-referenced docket.

RG/dm

cc: Division of Economic Regulation (Fletcher, Merchant, Willis)

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DOCUMENT NUMBER - DATE

06581 JUN 26 02

FPSC-COMMISSION CLERK

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June 25, 2002

VIA HAND DELIVERY

Harold McLean, General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

RE: Docket No. 020413-SU
Initiation of Show Cause proceedings against Aloha
Utilities, Inc. for failure to charge approved service
availability charges in violation of Order No. PSC-01-
0326-FOF-SU and Section 367.091, Florida Statutes

Dear Harold:

As you are aware, on May 20, 2002 Aloha Utilities, Inc. requested that the Commission continue its consideration of the above cited docket until the July 9, 2002 agenda. In the interim, Aloha proposed a settlement offer and has spoken with Commission Staff, the developers who previously contacted the Commission and Public Counsel concerning this offer.

Public Counsel has indicated that he would like an opportunity to meet with his constituency and discuss the issues and this settlement offer with them. In order to give Public Counsel the opportunity to do so, and to continue to work with all affected parties to reach a mutually satisfactory agreement, Aloha requests that this docket be continued until the August 6, 2002 agenda conference.

In the interim, Aloha will continue to connect developers and builders to Aloha's wastewater system under the following terms and conditions:

1. For connections made on or before April 16, 2002, developers and builders will not be required to pay the new wastewater service availability charges pending resolution of this docket.
2. For connections made after April 16, 2002, developers and builders will be charged the new service availability charges reflected on the current tariff: \$1,650.00.
3. Upon compliance with all Department of Environmental

Harold McLean, General Counsel
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Protection permits and inspection, review and acceptance of wastewater facilities by Aloha, developers and will be connected to Aloha's system upon request.

It is my understanding that, with the representations above, Roseann Gervasi agrees to the continuance.

With regard the outstanding Staff Data Request dated June 5th, Aloha is in the process of completing its collection and review of the data. This process should be completed by late today or tomorrow.

The Staff's willingness to work with Aloha to reach an equitable solution is greatly appreciated.

Very truly yours,



Suzanne Brownless

c: 3603
cc: Stephen Watford