

LAW OFFICES
ROSE, SUNDSTROM & BENTLEY, LLP

2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

(850) 877-6555

CHRIS H. BENTLEY, P.A.
E MARSHALL DETERDING
CAROL L. DUTRA
MARTIN S. FRIEDMAN, P.A.
JOHN R. JENKINS, P.A.
STEVEN T. MINDLIN, P.A.
DAREN L. SHIPPY
WILLIAM E. SUNDSTROM, P.A.
DIANE D. TREMOR, P.A.
JOHN L. WHARTON

MAILING ADDRESS
POST OFFICE BOX 1567
TALLAHASSEE, FLORIDA 32302-1567

TELECOPIER (850) 656-4029

ORIGINAL

September 21, 1999

ROBERT M. C. ROSE
OF COUNSEL

VIA HAND DELIVERY

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RECORDS AND REPORTING

Blanca S. Bayo, Director
Division of Records & Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0862

Re: Aloha Utilities, Inc.; Docket No. ⁶950545-WS
Investigation of utility rates of Aloha Utilities, Inc.
Our File No. 26038.17

Dear Ms. Bayo:

Enclosed for filing please find the original and fifteen copies of Aloha Utilities, Inc.'s Objections To Citizens' First Set Of Interrogatories and Aloha Utilities, Inc.'s Objections To Citizens' First Request For Production Of Documents.

Should you have any questions regarding the above, please let me know.

Sincerely,

ROSE, SUNDSTROM & BENTLEY

John L. Wharton
John L. Wharton, Esq.
For The Firm

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ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Investigation of utility)
rates of Aloha Utilities, Inc. in)
Pasco County, Florida)
_____)

DOCKET NO. 960545-WS

ALOHA UTILITIES, INC.'S OBJECTIONS TO CITIZENS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Aloha Utilities, Inc., pursuant to Rule 28-106.206, Fla. Admin. Code, and the Order No. PSC-99-0514-PCO-WS, hereby files this Aloha Utilities, Inc.'s Objections To Citizens' First Request For Production Of Documents, and would object to the Citizens' First Request For Production Of Documents as follows:

As to instructions:

1. Any claim of privilege will be made according to the Florida Rules of Civil Procedure. To the extent the instructions require a process which would deviate from that required by the Florida Rules of Civil Procedure, Aloha objects.

As to "definitions":

1. To the extent definition no. 1 defines "document" or "documents" in a manner broader than those definitions in the Florida Rules of Civil Procedure, Aloha objects.

2. As to definition no. 4, this "definition" is actually an improper interrogatory. To the extent "definition" no. 4 purports to require Aloha to provide information not contained within any responsive document, Aloha objects.

As to document requests:

DOCUMENT NUMBER-DATE

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PSC-RECORDS/REPORTING

Request For Production No. 4: Objection. This request is burdensome, over-broad, seeks information which is not relevant to any information in this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence.

Request For Production No. 5: Objection. To the extent this request addresses documents which are entitled to work product or privileged protection, Aloha objects. Any letters written by counsel for Aloha on this issue represent such work product and/or privileged material.

Request For Production No. 7: Objection. This request is over-broad, burdensome, vague, seeks information which is irrelevant and is not reasonably calculated to lead to the discovery of admissible evidence.

DATED this 21st day of September, 1999.


John L. Wharton, Esq.
F. Marshall Deterding, Esq.
ROSE, SUNDSTROM & BENTLEY, LLP
2548 Blirstone Pines Drive
Tallahassee, FL 32301
(850) 877-6555

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of the foregoing has been furnished via Hand Delivery (denoted by *) and by Regular U.S. Mail to the following on this 21st day of September, 1999:

Ralph Jaeger, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

James Goldberg, Esq.
1251 Trafalger Drive
New Port Richey, FL 34655

Mike Fasano
8217 Massachusetts Avenue
New Port Richey, FL 34653

Harold McLean, Esq.
Office of Public Counsel
111 Madison Street, Room 812
Tallahassee, FL 32399-1400



John L. Wharton, Esq.

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