

ORIGINAL

REQUEST TO ESTABLISH DOCKET  
(PLEASE TYPE)

Date June 1, 2000

Docket No. 000678 - EI

- 1. Division Name/Staff Name Division of Legal Services/Rachael Isaac
- 2. OPR Rachael Isaac (Legal)
- 3. OCR Kate Smith, Leroy Raspberry (CAF); Connie Kummer (DER)

4. Suggested Docket Title Complaint <sup>against</sup> Regarding Florida Power and Light Company, by Pablo Acosta

*regarding placement of power pole and lines,*

- 5. Suggested Docket Mailing List (attach separate sheet if necessary)
  - A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, as shown in Rule 25-22.104, F.A.C.
  - B. Provide COMPLETE name and address for all others. (Match representatives to clients.)

1. Parties and their representatives (if any)

Florida Power & Light  
Mr. Bill Walker, Esq.  
215 S. Monroe Street  
Suite 810  
Tallahassee, FL 32301-1859

Florida Power & Light  
Ms. Rosanne Lucas, Esq.  
9250 West Flagler  
Miami, FL 33174

Mr. Oscar Rodriguez, Esq. (representing residents)  
3130 S.W. 27 Terrace  
Miami, FL 33133

2. Interested Persons and their representatives (if any)

Mr. Carlos Gimenez  
City Manager of the City of Miami  
Miami Riverside Center  
444 SW 2nd Avenue, 10th Floor  
Miami, FL 33130

Mr. Jimmy Morales, Miami-Dade Commissioner  
111 N.W. First Street,  
Suite 220  
Miami, FL 33128

Representative Manuel Prieguez  
316-A S.W. 12th Avenue  
Miami, FL 33130

Mr. Johnny Winton, City Commissioner  
3500 Pan American Drive  
Miami, FL 33133

DOCUMENT NUMBER-DATE

06705 JUN-18

FPSC-RECORDS/REPORTING

6. Check one:

Documentation is attached.

Documentation will be provided with recommendation.

I:\PSC\RAR\WP\ESTDKT.  
PSC/RAR 10 (Revised 01/96)

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF CONSUMER AFFAIRS  
BEVERLEE DEMELLO  
DIRECTOR  
(850) 413-6100  
TOLL FREE 1-800-342-3552

## Public Service Commission

May 11, 2000

Oscar J. Rodriguez, Esquire  
3130 Southwest 27 Terrace  
Miami, FL 33133

**RE: FPSC Request No. 290045E, Pablo Acosta**

Dear Mr. Rodriguez:

Thank you for your participation during the April 28, 2000, informal conference regarding the above referenced case.

You asked for a written notification of the next step in this case. Since the complaint was not resolved during the informal conference, we will prepare a written recommendation to the Commissioners for consideration. A docket number will be assigned to this case for discussion during an upcoming agenda conference date, which will be held in Tallahassee, Florida. You will receive a copy of the recommendation and notification of the agenda conference date.

If you have any questions, please give me a call at our toll-free telephone number 1-800-342-3552 or at my direct line 1-850-413-6119.

Sincerely,

A handwritten signature in cursive script, appearing to read "Leroy A. Rasberry".

Leroy A. Rasberry, Chief  
Bureau of Complaint Resolution  
Division of Consumer Affairs

LAR:sas

c: Florida Power and Light Company  
Representative Manuel Prieguez  
Miami-Dade County Commissioner Jimmy Morales  
Miami City Manager



# Public Service Commission

State of Florida

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

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**DATE:** May 10, 2000

**TO:** Bob Elias, Bureau Chief of Electric & Gas, Legal Services

**FROM:** Leroy Rasberry, Bureau Chief of Complaint Resolution, Division of Consumer Affairs *LR*

**RE:** Complaint of Pablo Acosta 290045E against Florida Power and Light Company

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As we discussed on Tuesday May 2, 2000, the April 28, 2000 informal conference was held in the above referenced case. Since the parties did not reach a settlement agreement, this case needs to be docketed for the next available agenda conference. I have attached a copy of the file in its entirety.

If you have any questions, please let me know.

LAR:sas

Attachment

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF CONSUMER AFFAIRS  
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TOLL FREE 1-800-342-3552

## Public Service Commission

May 4, 2000

Honorable Manuel Prieguez  
c/o Ms. Viviana Bobo  
El Capiro Shopping Center  
316-A Southwest 12 Avenue  
Miami, FL 33130

**RE: Informal Conference Tapes  
FPSC Request No. 290045E, Pablo Acosta**

Dear Representative Prieguez:

As you requested today, I have enclosed the April 28, 2000, informal conference tapes regarding the above referenced case.

If you have any questions, please give me a call at our toll-free telephone number 1-800-342-3552 or at my direct line 1-850-413-6119.

Sincerely,

A handwritten signature in black ink, appearing to read "Leroy A. Rasberry".

Leroy A. Rasberry, Chief  
Bureau of Complaint Resolution  
Division of Consumer Affairs

LAR:sas

Enclosures

Request No. 290045EName ACOSTA , PABLO MR.

Business Name \_\_\_\_\_

**Consumer Information**

Name: PABLO ACOSTA

Business Name:

Svc Address:

3030 SW 27 TERRACE

County: Dade

Phone: (305)-442-9993

City/Zip: Miami

/ 33133-

Account Number:

Caller's Name: PABLØ ACOSTA

Mailing Address:

3030 SW 27 TERRACE

City/Zip: Miami , FL 33133-

Can Be Reached: (305)-442-9993

**Florida Public Service**  
**Commission - Consumer Request**  
**2540 Shumard Oak Boulevard**  
**Tallahassee, Florida 32399**  
**850-413-6100**

**Utility Information**

Company Code: EI802

Company: FLORIDA POWER &amp; LIGHT COMPANY

Attn. Debbie Self290045E

Response Needed From Company? Y

Date Due: 12/08/1999

Fax: 6W1,305-552-3849

Interim Report Received: / /

Reply Received: 12/08/1999

Reply Received Timely/Late: T

Informal Conf.: Y

**PSC Information**

Assigned To: Kate Smith

Entered By: KSMITH

Date: 11/15/1999

Time: 15:37

Via: FAX

(Phone/Mail/Fax/E-Mail)

Prelim Type: OTHER

PO: JOE GARCIA

Supmntl Rpt Req'd: / /

Certified Letter Sent: / /

Certified Letter Rec'd: / /

Closed by: KES

Date: 12/10/1999

Closeout Type: GI-11

Apparent Rule Violation: N

CUSTOMER REFERRED BY CHAIRMAN GARCIA - SPANISH SPEAKING

Customer and 28 of his neighbors are upset about a power pole placed in his yard. They want the pole removed. The following is a list of the neighbors who are complaining:

Onofre M. Cuevas, Emiliano Gonzalez, George Lopez, Milton E. Varona, Ceferin Alvarez, William Garcia, Maria Rasoy, Hilda Martinez, Esperanza Fidalgo, Martha Urquiaga, Rosita Gallego, Dulce M. Acosta, Dolores Varno, Eduardo & Elvira Munoz, Leon Regalados, Enrique Chavez, Hortensia Aguirrechu, Jose Aguirrechu, Marin Y. Valdez, Ceferino & Ana Alvarez, Estela Diaz, Mario D. Talavera, Rolando Espinosa, Cristina Rodriguez, Oscar Rodriguez, Graciela Carvajal, Leopoldo Vazquez, Anisia M. Cid.

Also received a complaint from Oscar and Christina Rodriguez on the same subject with the same enclosures.

Request No. 290045EName ACOSTA , PABLO MR.

Business Name \_\_\_\_\_

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December 8, 1999: Received report from FPL. It appears that the company placed the pole where it did due to the location of a driveway. A guy down pole would not be used. FPL met with the customers on various occasions to alter the plans to meet the customers' concerns. At the time the pole was set all customers were satisfied except Mr. Acosta. FPL does not intend to move the pole. Mr. Acosta has been contacted by the company.

December 10, 1999: Closed by letter. Given to Carmen Peña for translation into Spanish. Per supervisor, Carment Peña, the letter was sent in English and not translated.

December 29, 1999: Mr. Rodriguez called. He went over the entire case again. He said that he has been appointed by the neighborhood to represent the group. He is requesting an informal conference where he will have video and newspaper people and neighbors present. He is very upset because he feels that FPL is trying to force people out of the neighborhood by offering to buy their property. He said he worked for Dow Chemical and knows that the installation is improper and he would have been fired if he approved it. He is fixing a 7-page document to me and a letter to Ms. DeMello. I explained that we would have to hold an informal conference before he could have an "open hearing" before the Commissioners. He told me that the Commission was established in order to protect citizens from abuses by utilities and requested a copy of the regulations under which FPL had to operate. He said he did not want their tariff, but the equivalent to the national electric code with which FPL must comply. He mentioned several times that he was working with Ms. Simmons on this case so I called her about this case. Ms. Simmons, CMU, advised that she had no knowledge of Mr. Rodriguez or this case. I tried several times to explain to Mr. Rodriguez how our procedures work and that the case had already been closed. He will be receiving a copy of the closeout letter. He kept interrupting me and did not appear to want to hear what I had to say so I listened to him and thanked him for calling. /Kate

December 29, 1999; 12-page fax received. Same informatin as previously received from Mr. Acosta. /Kate

January 3, 2000: Received request for informal conference and open hearing. Given to Mr. Rasberry for review./Kate

Jan 3, 2000: Close-out letter returned due to incorrect address. Forwarded to KSmith. RRoland.

Jan 3, 2000: Passing this Informal Conference request to Carmen Pena for processing. LRasberry

01-03-00 Late afternoon, I received a copy of the customer's informal conference request from Kate. S. Stokes

January 3, 2000: Copy of closing letter sent to Hilda Martinez returned by PO as undeliverable/no such number/delivery attempted, but addressee not know. I checked the type-written list of names and addresses sent by Oscar Rodriguez, but there is no Hilda Martinez on his list./Kate

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01-06-00 I entered the case in the Informal conference system. S. Stokes

01-06-00 FMI: Since Anisia Cid's name is also shown on this case, I sent an e-mail to E&G (Connie Kummer and copy to Jim Ruehl) inquiring if its case 298251C for Anisia Cid is regarding the same thing about the installation of commercial concrete poles in their residential area. Connie Kummer (E&G) stated that the Cid's complaint was regarding the same thing. We also asked E&G to let us know the outcome of the field visit. See e-mail.

S. Stokes

January 6, 2000: Copy of Oscar Rodriguez letter with type-written list of names and addresses given to Carol Purvis in Records & Reporting for her use./Kate

01-06-00 The file will be given to the secretary, Eyvonne, to set up a conference file and type an acknowledgment letter for Mr. Leroy Rasberry's signature. After that, she will give it to John Plescow for preconference negotiations with the customer and FPL. S. Stokes.

01-06-00 FAXED TO CO. CAF received a letter from "Concerned Residents of S. W. 27th Terrace, Miami, Florida 33133" requesting an informal conference regarding this complaint. S. Stokes.

January 11, 2000: Received another copy of the 12/28/99 letter to Ms. DeMello request for the informal conference, signed by the concerned residents of SW 27 Terrace. As this was a referral from the Chairman, ECTS #03433; 00377, I sent an e-mail to Veronica Washington to cross-reference with this case. /Kate

01-12-2000 - I spoke to Rosanne, and I told her that we would send someone from E&G to look at the facilities./JPlescow

January 20, 2000: The letter forwarded to the customer by our Bureau Chief, Leroy Rasberry, was returned by the post office because it had the wrong residence number. The customer's correct address number is 3030 South West 27th Terrace (not 303 Southwest 27 Terrace). The date on the letter is January 6, 2000. It is acknowledging the customer's informal conference request. The address will be corrected and the letter will be forwarded to the customer on January 21, 2000. C. Pena - Supervisor.

01-21-2000 - Copy of e-mail from Ernesto Rencurrell to Jim Rule received. The e-mail states that Ernesto could not find any violation of our rules. Note, a copy of the e-mail has been sent to FPL./ JPlescow

02-04-2000 - The company is working on a settlement offer./JPlescow

02-07-2000 - I spoke to Rosanne, and she said that the offer would be sent to the customer in the next week.

-JPlescow

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02-11-2000 - I spoke to Rosanne, and she said the offer had been made in writing, but some time would have to be allowed so the group of customers could talk with each other about the offer. We should know more by 02-16-2000./JPlescow

02-16-2000 - I called Rosanne, and she will check to see if FPL's offer has been accepted./JPlescow

02-16-2000 - Rosanne informed me that FPL's offer has been rejected. THIS matter will have to be scheduled for an informal conference./JPlescow

02-16-2000 - After discussing the case with Ms. Pena, supervisor, this case will be given to Ms. Stokes to continue the informal conference process.

02-16-2000 - Letter from customer received. It has attached FPL's letter to the customer. This letter outlines FPL's settlement offer. The customer did not agree to the offer./JPleswcow

02-17-2000 I retrieved this file from the conference file. Shirley Stokes

02-17-2000 See attached fax request to FPL (Ms. Roseanne Lucas). In Mr. Rodriguez's February 11, 2000, letter to FPL, he stated that the company referred to two alternatives to resolve the pole problem. However, he stated that the option regarding rerouting "was never shown to us." He asked the company to contact him when the second alternative is available, so he can forward it to the residents at Southwest 27 Terrace. For clarification, I asked FPL to send me a report by Friday, February 18, 2000, stating if the second options to resolve the pole problem was sent to Mr. Rodriguez and let me know the outcome. I also informed the company that it appears that we are at the point of setting up an informal conference if the problem has not been resolved. Shirley Stokes

02-18-2000 At 5:11 p.m., Ms. Roseanne Lucas left me a voice mail message. She stated that the company is sending the customer a letter on Monday, February 21, 2000, and she will send me a copy. Shirley Stokes

02-22-2000 FPL faxed me a copy of its February 21, 2000, letter to Mr. Oscar J. Rodriguez. The letter states that FPL checked into the possibility of a new feeder route through the easement south of S.W. 27 Terrace. The results indicated that FPL didn't have the required easements for a number of lots, making this option impossible. However, the company listed two feasible options which included removing most of the self-supporting poles, including the one in front of Mr. Acosta's home at no cost. The other option is to install FPL'S lines underground, which will result in a payment for the difference of the construction cost. Shirley Stokes

02-28-00 Ms. Carmen Pena informed me that Mr. Jorge Cruz-Bustillo told her that Mr. Rodriguez did not accept the company's second option. She also stated that Representative Manuel Prieguez (305/643-7336) told her that Mr. Rodriguez will be out of the country from March 20-31 and asked that the conference be held during the first of April. Ms. Pena stated that Rep. Prieguez requested that he be copied on all of the correspondence. Shirley Stokes

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03-02-00 At 3:18 p.m., I left a message on Mr. Rodriguez' telephone number 305/529-2283 stating that I understand that they did not agree with the two offers by FPL. I explained that I received a copy of FPL's February 21 letter to him. I asked him to give me a call at our toll-free telephone number 1-800-342-3552 or at my direct line 1-850-413-6125. Shirley Stokes

03-03-00 At 9:55 a.m., Mr. Oscar Rodriguez returned my call regarding the Pablo Acosta Informal conference request. He stated that the offer is about the same as the original concept. Mr. Rodriguez has agreed to an informal conference during the first week in April. However, he says that he needs to get a copy of the National Electric Safety Code. Mr. Rodriguez says that the library in Miami told him that it couldn't provide the document to him. He is demanding a copy of this code before an informal conference. He cited the FAC 25-6.062. In other words, he wants the PSC to make sure that the code is made available to him at least three days prior to an informal conference. I sent an e-mail to my supervisor, Ms. Carmen Pena, regarding this concern asking if she knew whether or not E&G had an extra copy of the National Electric Safety Code.

I also notified FPL, Ms. Roseanne Lucas, that the conference will be held during the first week in April. However, I will get back with the company and Mr. Rodriguez to confirm which date. Shirley Stokes

03-07-00 I sent another e-mail to my supervisor, Ms. Carmen Pena, reminding her of my previous e-mail on March 3, 2000, of Mr. Rodriguez's request about having access to the National Safety Electric Code prior to an informal conference. I explained that I promised to call Mr. Rodriguez back after my discussion with management. I also inquired about the outcome of management's discussion with Mike Staden regarding a meeting location for this conference in Miami.

03-13-00 I received Ms. Pena's March 12, 2000, e-mail via Mike Staden's response that he received a call on March 8, 2000, in response to his telephone call about a meeting location on April 6, 2000. Mr. Staden stated that he had received a call from Alan Ilaons regarding this concern. Mr. Staden will follow up with Mr. Ilanos on March 9, 2000, and stated that he will follow up with us after confirmation of the conference time and date. Shirley Stokes

03-14-00 I received a copy of Mr. Rasberry's e-mail message to the Division of Electric and Gas (Ms. Connie Kummer) and the Division of Legal Services/Electric (Mr. Bob Elias). A part of this e-mail included Ms. Carmen Pena's March 12, 2000, e-mail to Mr. Rasberry outlining several items regarding her meeting with management. It also included information regarding Mr. Rodriguez's concern about the National Electric Safety Code. She stated that a call from the Division of Electric and Gas to Mr. Oscar Rodriguez regarding the electric code concerns would be desirable. Shirley Stokes.

03-15-00 At 11:45 a.m., I left a message on Mr. Oscar Rodriguez's answering device explaining that I checked with management regarding his concern about the National Electric Safety Code. I explained that we do not

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have a copy to provide to him. He can review it at the PSC. However, I explained again that the library should have the code on file for his review, but he may not be able to check it out. Additionally, I explained that we are trying to scheduled the conference for April 6, but it has not been confirmed. Shirley Stokes

NOTE: Since the National Electric Safety Code (NESC) and the National Electrical Code (NEC) are copyrighted by private entities, the FPSC cannot copy either code without obtaining permission from the copyright holders. They can be reviewed at our office in Tallahassee or they may be obtained from a bookstore or library. The ISBN number for the NESC is ISBN 1-55937-715-1. The ISBN NUMBER for the NEC is ISBM 0-87765-432-8. The National Electrical Code also lists a toll-free telephone number to call for copies. It is 1-800-344-3555.

As information, the National Electric Safety Code is enforced by the FPSC under Section 366.04(5), Florida Statutes. The National Electrical Code is enforced by state and local agencies and is used by private contractors for commercial construction.

\*This information was taken from the Division of Electric and Gas (Connie Kummer) e-mail message to Mr. Leroy Rasberry regarding Mr. Rodriguez's concern about getting a copy of the National Electric Safety Code. Shirley Stokes.

03-16-00 At 11:13 a.m., Mr. Oscar Rodriguez left me a voice mail message. He stated that "April 6 might not be too good because he's out of town. He asked that I call him at 1-800-237-6418, X3368, depress # for immediate delivery of message.

03-16-00 Around 12:45 p.m., I returned Mr. Rodriguez's call. He returned the call around 12:50 p.m. Mr. Rodriguez stated that he cannot attend the conference on April 6. He says that he's going up North and does not want to take the chance on getting snowed in and not be able to attend the informal conference. Mr. Rodriguez asked that the conference be held during the week of April 10. He promised again to be available the whole week of April 10. I explained that I need to contact FPL about another date for the week of April 10. Since he stated that he'll be available the whole week, I will set a date with FPL and give him a call about this date at his 1-800. Mr. Rodriguez told me that he can be reached through the 1-800, just depress # after the voice mail message. He stated that he will return the call immediately. I also emphasized that it is important to keep the conference date that's set. We went through alot to setup the date with Florida International University (FIU), so all interested parties can attend the conference. Mr. Rodriguez also stated that he likes the time period of from 8-12, instead of 1-5 as listed in Mike Staden e-mail message about the available time for the conference at FIU. I also emphasized that we have to check with FIU to see if the room will be available the week of April 10. See additional informatin in my March 16, 2000 e-mail message Shirley Stokes.

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03-16-00 I discussed the week of April 10 with Ms. Roseanne Lucas, FPL, for the informal conference, April 12 or 13. She will check and let me know. Shirley Stokes

03-16-00 I also sent Mike Staden an e-mail to check on the available dates. Shirley Stokes

03-21-00 I sent an e-mail to Mike Staden following up with him regarding a meeting time for the week of April 10. Mike had not confirmed available dates and will follow up with me.

03-28-00 I sent Mike Staden a reminder that we need to get the meeting place approved ASAP. Mike informed me that the available dates are April 10, 11, 12, & 14. I called Mr. Rodriguez and provided the available date information and time blocks of 8-12 & 1-5. He asked that the conference be held on Tuesday, April 11, 2000, beginning at 9 a.m. I also discussed this information with FPL, Ms. Roseanne Lucas. Both parties have agreed to have the conference on April 11, 2000. The location is at Florida International University, North Campus, The Roz-Cal Kovens Conference Center, 3000 Northeast 151 Street, Miami, FL 33181. Shirley Stokes

03-30-00 A letter was mailed to Mr. Oscar Rodriguez regarding the April 11, 2000, informal conference with copies to FPL (faxed), Representative Manuel Prieguez (mailed), City Commissioner Johnny Winton/City of Miami (faxed), and Mr. Donald H. Warshaw/Manager, City of Miami. Shirley Stokes

April 3, 2000: The following people were contacted by me, by telephone informing them of the cancelation of the April 11, 2000 meeting. Rep. Prieguez office, Rep. Morales office, Rep. Wintons office, Commissioner Warshaw, and FPL, and Mike Staden. I also faxed a letter to Mr. Rodriguez per his request. Regarding this action, please refer to the e-mail sent on this date to my supervisor, which has been included in this file. c. broome

April 3, 2000: Sent letter to Oscar Rodriguez postponing informal conference because Mr. Rasberry, the one conducting it, has been called to jury duty and the judge would not excuse him./Kate

04-06-00 At 9:19 a.m., I left a message for Mr. Rodriguez, at his 800 number, to give me a call regarding scheduling the informal conference for the week of April 24, 00. Shirley Stokes

04-06-00 Mr. Rodriguez returned my call around 9:25 a.m. He says that some of the residents don't like the idea of having to travel 18-20 miles to Florida International University. Mr. Rodriguez asked if he could check with the city to see if the meeting can be held at the Chamber of the City of Miami. I discussed this concern with Carmen and Leroy. Leroy also called Mike Staden. The consensus was that the meeting can be held at that location, but there needs to be a conference phone or a meet-me conference call. I explained this information to Mr. Rodriguez. He says that it will probably be Monday before he gets back with me and wants the conference scheduled for the week of April 24. He also stated that FPL didn't start

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Request No. 290045E

Name ACOSTA ,PABLO MR.

Business Name \_\_\_\_\_

doing anything until after notification of the informal conference. Now, he says that there are three-four trucks in the area. Shirley Stokes

04-06-00 I called Ms. Roseanne Lucas, FPL, and notified her that we are trying to schedule the informal conference for any day during the week of April 24-28. This call serves as notice that the representatives should be ready any day during this period for the conference. Shirley Stokes

04-06-00 At 11:45 a.m., Carmen told me that the Chairman's office wanted him to confirm the meeting time today, and asked that I call Mr. Rodriguez regarding this concern. I called him immediately and explained this information and asked for a returned call today. Shirley Stokes

04-06-00 Mr. Rodriguez returned my call. He says that he has left messages for some of the public officials, but he has not received any calls. Mr. Rodriguez says that he was informed that there is a high level of concern among the public officials due to the arrival of the Father of Eliana (spelling). Shirley Stokes

04-07-00 At 3:14 p.m. today, Maria Mascarenas of Commissioner Johnny Winton's office left me a voice mail message regarding the above concern. She wanted to know if the informal conference can be held in the Commissioners' Chambers, which will be closer to the residents. Shirley Stokes

04-10-00 Since I was out of the office on Friday, I returned her call around 9:18 a.m. today. I explained that Mr. Oscar Rodriguez called us regarding the same request. As he requested, we gave him the okay to coordinate the meeting with the public officials. I also explained that Mr. Oscar Rodriguez told us on Thursday that he had left messages with the public officials' offices regarding this concern, and was waiting for returned calls. Maria will give Mr. Oscar Rodriguez a call. Maria also stated that she had contacted Mr. Manuel Rodriguez, FPL, regarding the relocation of the concern. Shirley Stokes

04-10-00 At 4:30 p.m., I received a call from Ms. Mascarenas, City Commissioner Johnny Winton's office. Ms. Mascarenas says that she has been talking with Mr. Oscar Rodriguez, and they want to know if the informal conference can be held after working hours. She also said that this will be convenient for the city commissioners. Ms. Mascarenas says that they are looking at April 24, 2000, for the conference. I explained that the informal conferences are usually held during the working hours and after working hours will cause an inconvenience for us. However, we will check with our attorney and get back with her tomorrow. Also, we need to finalize the informal conference date. Shirley Stokes

04-11-00 I received an e-mail from FPL stating that during the week of April 24, Tuesday, April 25, looks best. Shirley Stokes

04-11-00 At 2:20 p.m., I called Commissioner Winton's office and left a message with Mr. Jason Walker asking Ms. Mascarenas to give me a call. Around 2:25 p.m., Ms. Mascarenas returned my call. I discussed the April

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Request No. 290045E Name ACOSTA ,PABLO MR. Business Name \_\_\_\_\_

24 and 25 concerns with Ms. Mascarenas. She says that the Chambers isn't available on April 25, but it is available on Friday, April 28. She will discuss the April 28 date with Mr. Oscar Rodriguez and call me back. I also explained that we are still waiting for information regarding the after-hour conference concern. Shirley Stokes

04-11-00 Around 2:30 p.m., I called FPL and spoke with Ms. Roseanne Lucas. She says that April 28 looks good for FPL. I told her that the Commissioner Winton's office will discuss this date with Mr. Oscar Rodriguez and call me back. Shirley Stokes

04-11-00 My supervisor, Ms. Carmen Pena, discussed the after-hour concern with Mrs. Beverlee DeMello. At 3:15 p.m., I called Ms. Mascarenas and explained that the informal conference cannot be held after hours. Ms. Mascarenas says that she discussed the April 28 date with Mr. Rodriguez, and it's okay. She asked for the conference to begin at 10 a.m. on Friday, April 28, 2000. Shortly thereafter, I also called FPL and spoke with Ms. Lucas and explained the April 28 conference date, starting at 10 a.m., which FPL agreed to this date and time. Shirley Stokes

04-11-00 I typed a letter (but dated April 12, 2000) to Mr. Oscar Rodriguez for Mr. Rasberry's signature with copies to FPL and Representative Manuel Prieguez. Although not noted, City Commissioner Johnny Winton, Miami-Dade County Commissioner Jimmy Morales, and City Manager Donald H. Warshaw will receive copies of this letter. Shirley Stokes

04-26-00 Around 3 p.m., Ms. Carmen Pena and Mr. Leroy Rasberry called FPL, Ms. Roseanne Lucas, and asked if there were concrete poles in other residential areas. If so, were there any problems with these poles. Shirley Stokes

04-26-00 Per Ms. Carmen Pena's telephone conversation with FPL, Ms. Roseanne Lucas, I faxed a list of the customers associated with this case. Shirley Stokes

04-26-00 City Commissioner Johnny Winton's office called to find out if the conference was still scheduled for Friday (April 28) in light of everything happening (Eliana), I explained yes. She also wanted to know how many people from Tallahassee were scheduled to attend the conference. After my discussion with Carmen, I explained from one to two. Shirley Stokes

04-27-00 Report Received with a list of residential areas with concrete poles. FPL reported that the poles were as a result of system upgrades to accommodate load growth. The company says that the poles were installed several years ago, and there were no problems associated with the installation of these poles. Shirley Stokes

04-28-00 An informal conference was held today and concluded without a settlement. Mr. Leroy Rasberry conducted the conference. At present, this case is pending an agenda review by the Commissioners, after a

recommendation is in written in this case. Shirley Stokes

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Request No. 290045E

Name ACOSTA ,PABLO MR.

Business Name

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STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
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LILA A. JABER



DIVISION OF CONSUMER AFFAIRS  
BEVERLEE DEMELLO  
DIRECTOR  
(850) 413-6100  
TOLL FREE 1-800-342-3552

## Public Service Commission

April 12, 2000

Oscar J. Rodriguez, Esquire  
3130 Southwest 27 Terrace  
Miami, FL 33133

**RE: INFORMAL CONFERENCE**  
**FPSC Request No. 290045E, Pablo Acosta**

Dear Mr. Rodriguez:

Thank you for contacting the Florida Public Service Commission (PSC) about Florida Power and Light Company (FPL).

You and FPL agreed to have the conference on Friday, April 28, 2000. It will begin at 10 a.m. at the following location in Miami, Florida.

Miami City Hall Chambers  
First Floor  
3500 Pan American Drive

If you have any questions, please contact me at our toll-free telephone number 1-800-342-3552 or at my direct line 1-850-413-6119.

Sincerely,

A handwritten signature in cursive script that reads "Leroy A. Rasberry".

Leroy A. Rasberry, Chief  
Bureau of Complaint Resolution  
Division of Consumer Affairs

LAR:sas  
c: Florida Power and Light Company

Representative Manuel Prieguez  
The Capitol, Room 417, House Office Building  
Tallahassee, FL 32399-1300



S. yn In

NAME

ADD.

PHONE

George Lopez - 3015 SW 27 Terr Miami 445-6086

Cefeiro Alvarez 2885 SW 4 St - 643-2700

Ruler M. Geosta 3030 SW 27 Terr Miami FL 33133 442-9993

Jose de la Cruz 9531 SW 14 St Ave 305-388-0988

Erna Murray 2773 SW 31 St Miami FL 33133 443-6053

Delfina Mendez 3152 SW 27 Terr 460-9906

Anna Alvarez 2485 SW 4 St 305-643-2905

Rosita Gallego 2985 S.W. 7 St (305) 642-5636

Raeme Delgado 2750 S.W. 30 AVE 305-446-1053

Pablo Acosta 3030 SW 27 Terr-33133 FL 305-442-9993

Bertoldo Brito 11783 SW 15 St. M. FL. 33184 Ph. (305) 559-3025

Bethany Borrell (8775 Park Blvd 223-5858)

John Williams 9250 W FUMBLE ST 552-2549

Walter Murray 9250 W FUMBLE ST 552-3768

Bonne Sotel-Strie 2885 W Miami-Dave Court Comm 305 375 5686

Enrique Chirre 111 NW 1st St Miami FL

Leoni Bogado

Regis C. Compadre 3160 SW 1st St

Virginia E. Carrasco 2778 SW 34 St 305-4485785

Manuel Rodriguez 2762 SW 34 St 305-445-0625

Anisia M. Cid 3147 SW 27 Terr (305)-442-1918

William Garcia 3131 SW 27 Terr (305) 442-1110

Jose A. Ortiz 7975 SW 17 Terr (305) 264 6079

ALBERT A. DOMINGUEZ CITY of MIA Public works (305) 416-1200

David Hunt City of MIA Public Work 305-416-1221

Clara Benza City of Miami ITD 305-416-1515

Justina Rodriguez 3130 SW 27 Terr. 529-225

Graciela Carabal 3001 SW 27 Terr 441-0

Graciela M. 2951 SW 27 Terr 305 446-200

Daffina J. orders 3152 SW 27<sup>th</sup> Ave

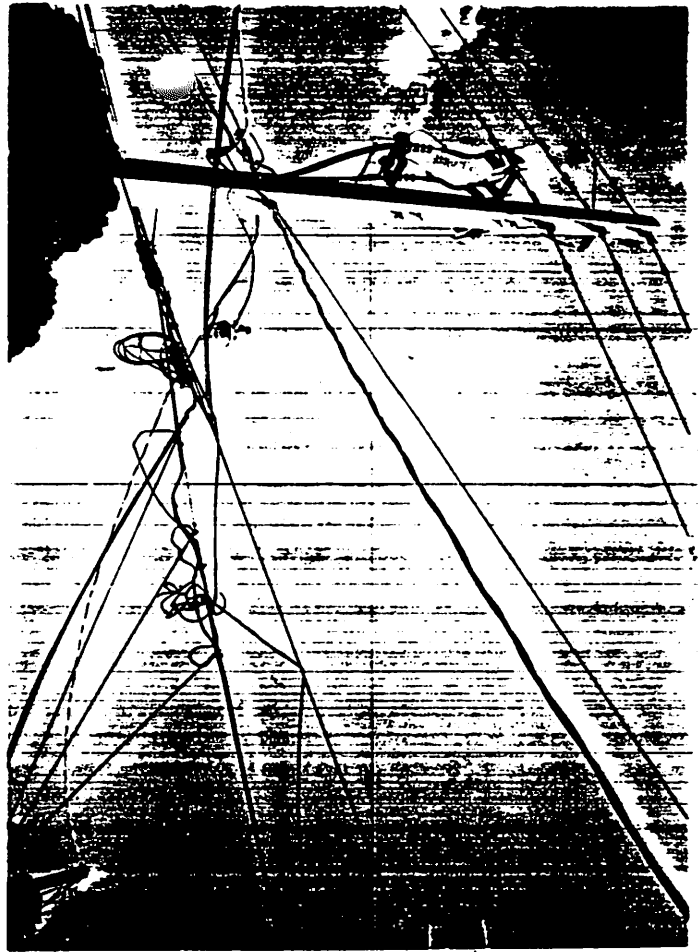
4609966

Clara M. orders 9933 SW 8<sup>th</sup> St

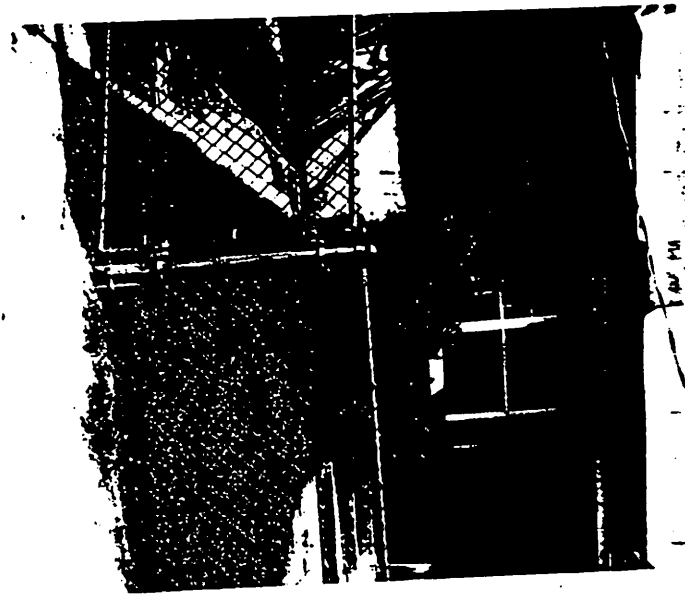
463-9053

Jose M. orders 9531 SW 148<sup>th</sup> Ave.

388-0988



21 Hanging  
Wires  
Carlos Haza  
2951 S.W. 27 Terr  
Miami FLa 33133



STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF CONSUMER AFFAIRS  
BEVERLEE DEMELLO  
DIRECTOR  
(850) 413-6100  
TOLL FREE 1-800-342-3552

## Public Service Commission

April 3, 2000

Oscar J. Rodriguez, Esquire  
3130 Southwest 27 Terrace  
Miami, FL 33133

**Re: Informal Conference  
FPSC Inquiry #290045E**

Dear Mr. Rodriguez:

Unfortunately, it appears that we must postpone the informal conference on the above-referenced case.

The conference, which was to be held on April 11, 2000, has been canceled. Our Bureau Chief, Mr. Leroy Rasberry, has been summoned to jury duty. He asked to be excused based on the informal conference date, but the Judge denied his request. We will notify you as soon as possible when a new date can be scheduled. We appreciate your cooperation in this matter.

If you have any questions, please contact us at our toll-free telephone number 1-800-342-3552, or by toll-free fax at 1-800-511-0809.

Sincerely,

*Beverlee S. DeMello*  
Beverlee S. DeMello, Director  
Division of Consumer Affairs

LAR:kes  
c: Florida Power and Light Company

Representative Manuel Prieguez  
The Capitol  
Room 417, House Office Building  
Tallahassee, FL 32399-1300

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.  
LILA A. JABER



DIVISION OF CONSUMER AFFAIRS  
BEVERLEE DEMELLO  
DIRECTOR  
(850) 413-6100  
TOLL FREE 1-800-342-3552

## Public Service Commission

March 30, 2000

Oscar J. Rodriguez, Esquire  
3130 Southwest 27 Terrace  
Miami, FL 33133

Dear Mr. Rodriguez:

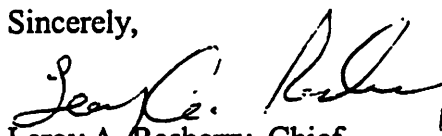
Thank you for contacting the Florida Public Service Commission (PSC) about Florida Power and Light Company regarding your informal conference request.

You and FPL agreed to have the conference on April 11, 2000. It will begin at 9 a.m. at the following location.

Florida International University  
North Campus  
The Roz-Cal Kovens Conference Center  
3000 Northeast 151 Street  
Miami, Florida 33181

If you have any questions, please contact me at our toll-free telephone number 1-800-342-3552 or at my direct line 1-850-413-6119.

Sincerely,

  
Leroy A. Rasberry, Chief  
Bureau of Complaint Resolution  
Division of Consumer Affairs

LAR:sas  
c: Florida Power and Light Company

Representative Manuel Prieguez  
The Capitol  
Room 417, House Office Building  
Tallahassee, FL 32399-1300

*Pablo Acosta's (Oscar Rodriguez) Informal Conference*

**To: Pinky Kobert**  
**Agency: PSC**  
**Phone: 413-6678**  
**Fax: 413-6362**

**From: Wanda Lee**  
**Agency: DMS**  
**Tele: 850-413-9827 or 293-9827 s/c**  
**Fax: 850-413-0994 or 293-0994 s/c**  
**Email: [vconf@dms.state.fl.us](mailto:vconf@dms.state.fl.us)**

**Conference Call Confirmation**  
**Date: April 11, 2000**  
**Time: 8am-12pm**  
**Conf #: 10Y0329**  
**Number Of Lines: 10**  
**Non Suncom 850-921-6599**  
**Suncom 291-6599**

**PLEASE FAX OR EMAIL A REPLY WHEN YOU RECEIVE THIS FAX.**

**Thanks,**  
**Wanda :~)**

03/29/2000 09:45 850-413-0994  
SUNCOM UFF-FAX-UR SERV  
PAGE 01/01

Pablo Acosta's Informal Conference

Florida International University

**North Campus**

The Roz-Cal Kovens Conference Center

3000 Northeast 151 Street

Miami, FL 33181



# Public Service Commission

## State of Florida -M-E-M-O-R-A-N-D-U-M-

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DATE: March 15, 2000  
TO: Robert Elias - Chief, Division of Legal Services  
FROM: Leroy Rasberry - Chief, Division of Consumer Affairs *LR*  
RE: Informal Conference - Please See Below

---

Attached is a copy of a case that we are attempting to schedule for an informal conference for the first week of April (04/06/00). We will need assistance at the conference, however you or Staff may not need to travel. We are attempting to arrange a video teleconference connection.

If you have any questions, please call me. Thank you.

Attachment

~~Return~~  
April 11  
Miami 4/24/00





**FPL**

# Facsimile Cover Sheet

SHOULD ORIGINAL COPIES BE DISCARDED? YES  NO

IF NOT, PLEASE ARRANGE FOR PICK-UP BY NEXT BUSINESS DAY

SUBMITTER'S NAME: \_\_\_\_\_ EXTENSION: \_\_\_\_\_

**SEND TO:** \_\_\_\_\_ SHIRLEY STOKES

TELEPHONE NUMBER: \_\_\_\_\_

COMPANY/DEPARTMENT: \_\_\_\_\_ CONSUMER AFFAIRS

FACSIMILE PHONE NUMBER: \_\_\_\_\_

**FROM:** \_\_\_\_\_ ROSEANNE LUCAS

DEPARTMENT: \_\_\_\_\_ REGULATORY AFFAIRS

TELEPHONE NO: \_\_\_\_\_ 552-4602 FAX NUMBER: \_\_\_\_\_ 552-3849

DATE: \_\_\_\_\_ 2/22/00 \_\_\_\_\_ TIME: \_\_\_\_\_

TOTAL PAGES (INCLUDING THIS SHEET) \_\_\_\_\_ 2

SPECIAL INSTRUCTIONS: \_\_\_\_\_ FPSC # 290045-E <sup>HARD</sup> <sup>ADUSTA</sup>

SHIRLEY 298257-C <sup>ANISA</sup> <sup>UID</sup>

THIS LETTER WAS MAILED OUT YESTERDAY 2/21/00

IF YOU DO NOT RECEIVE THIS MESSAGE CLEARLY PLEASE CONTACT US AT \_\_\_\_\_ (TELEPHONE NUMBER)

FACSIMILE OPERATOR'S NAME: \_\_\_\_\_



P.O. Box 025203, Miami, FL 33102-5203

February 21, 2000

Mr. Oscar J. Rodriguez  
3130 S.W. 27<sup>th</sup> Terrace  
Miami, FL 33133

Dear Mr. Rodriguez:

Thank you for your response to our proposal. As a second alternative, FPL explored the possibility of a new feeder route through the easement south of S.W. 27<sup>th</sup> Terrace, however, during our investigation we discovered that FPL does not have the required easements through a number of the lots, making this a non-viable alternative.

As discussed during our February 3<sup>rd</sup> meeting, the only two feasible options are as follows:

- The proposed modification of the existing lines to remove most of the self-supporting poles, including the pole in front of Mr. Acosta's home, as indicated on the attached sketch. This will be done at no cost to you.
- Installing our lines underground, in which case will require a payment for the differential cost contribution.

Please let me know your response and feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "M. J. Rodriguez", written over a large, stylized flourish that extends to the right.

Manny J. Rodriguez  
Regional Manager  
Corporate & External Affairs

MJR/es

cc: Mr. Johnny Winton, Commissioner, City of Miami  
Mr. Jimmy Morales, Commissioner, Miami-Dade County  
Mr. Manuel Prieges, Representative, State of Florida

an FPL Group company  
RECEIVED TIME FEB. 21. 10:57AM

- an Equal Opportunity Employer M/F -

5

**Oscar J. Rodriguez**  
3130 S.W. 27<sup>th</sup> Terrace  
Miami, Florida 33133  
305-529-2283

11 February 2000

Mr. M.J. Rodriguez, P.E.  
Florida Power & Light Co.  
9250 West Flagler Street, #5202  
Miami, Florida 33102

**Re: S.W. 27<sup>th</sup> Terrace Concrete Poles**

Dear Mr. Rodriguez,

This letter is in reply to the proposal given to me to explain to the neighbors of S.W. 27<sup>th</sup> Terrace. This proposal is not acceptable to us since the whole installation will remain, with minor modifications.

We do not want this commercial type installation in our residential area. Also, this tie feeder is not for an increase in our residential area, but to supplement power to the commercial area which starts one block south of S.W. 27<sup>th</sup> Terrace and for the industrial area at S.W. 27<sup>th</sup> Terrace and 24<sup>th</sup> Avenue.

On a letter (Customer Inquiry Response) by Jorge Betancourt, dated January 21, 2000, Florida Power & Light says that two alternatives had been proposed. One, I believe, is the one you discussed with me. But the other alternative considers re-routing. This was never shown to us.

When the second alternative is available, please contact me and I will forward it to the residents of S.W. 27<sup>th</sup> Terrace.

Sincerely,

*Oscar Rodriguez*

Enclosures:

Copy of Customer Inquiry Response  
Proposed Plan

cc: Johnny Winton, City of Miami Commissioner  
Jimmy Morales, Dade County Commissioner  
Manuel Prieges, Florida State Representative  
Joe Garcia, State of Florida Commissioner of Public Service

tpiresp

## Customer Inquiry Response

Customer's First Name: ANISIA  
Last / Business Name: CID  
Alternate Name:  
Service Address: 3142 SW 27TH TER  
MIAMI, FL 33133

PPSC Log: 298251C Received From: - Connie  
Account #: 92184-73267 Response Type: Interim 1

PAGE 2 OF 2

### Response Comments:

Mrs. Blanca Nodar, Distribution Coordinator, originally addressed Ms. Cid's concern regarding the installation of new poles on November 5, 1999. At that time, she advised her that the new poles were necessary to provide a feeder tie and bring additional electrical capacity to the area as part of an expansion project. The designer for the area met on various occasions with the customers in the area and made some adjustments to the design in an attempt to accommodate the customer's requests. It was the impression of the designer that most of the customers in the area were fairly satisfied. Ms. Cid did express her dissatisfaction with the installations of the line and mentioned getting together to pursue the matter further.

On December 30, 1999, Ms. Cid wrote a letter to the Public Service Commission, along several neighbor's signatures, requesting that her concern be re-visited.

Dade County Commissioner Jimmy Morales, City of Miami Commissioner Johnny Winton, and State of Florida Representative Manny Pinaquez, as well as, FPL representatives Felix Rodriguez from Distribution Engineering, Sam Waters from Regulatory Affairs and Manny J. Rodriguez from External Affairs, met on December 21st, with approximately 20 neighbors at Anisia Cid's home. Once again the need for the line and the reason for the self supporting structures were discussed. The neighbors expressed their dissatisfaction with the line and their desire for its removal. It was decided that FPL would look at alternatives to the line or ways to diminish its impact in the neighborhood.

Two alternatives have been proposed. One makes changes to the existing line and eliminates some of the structures, and the other alternative considers a different route.

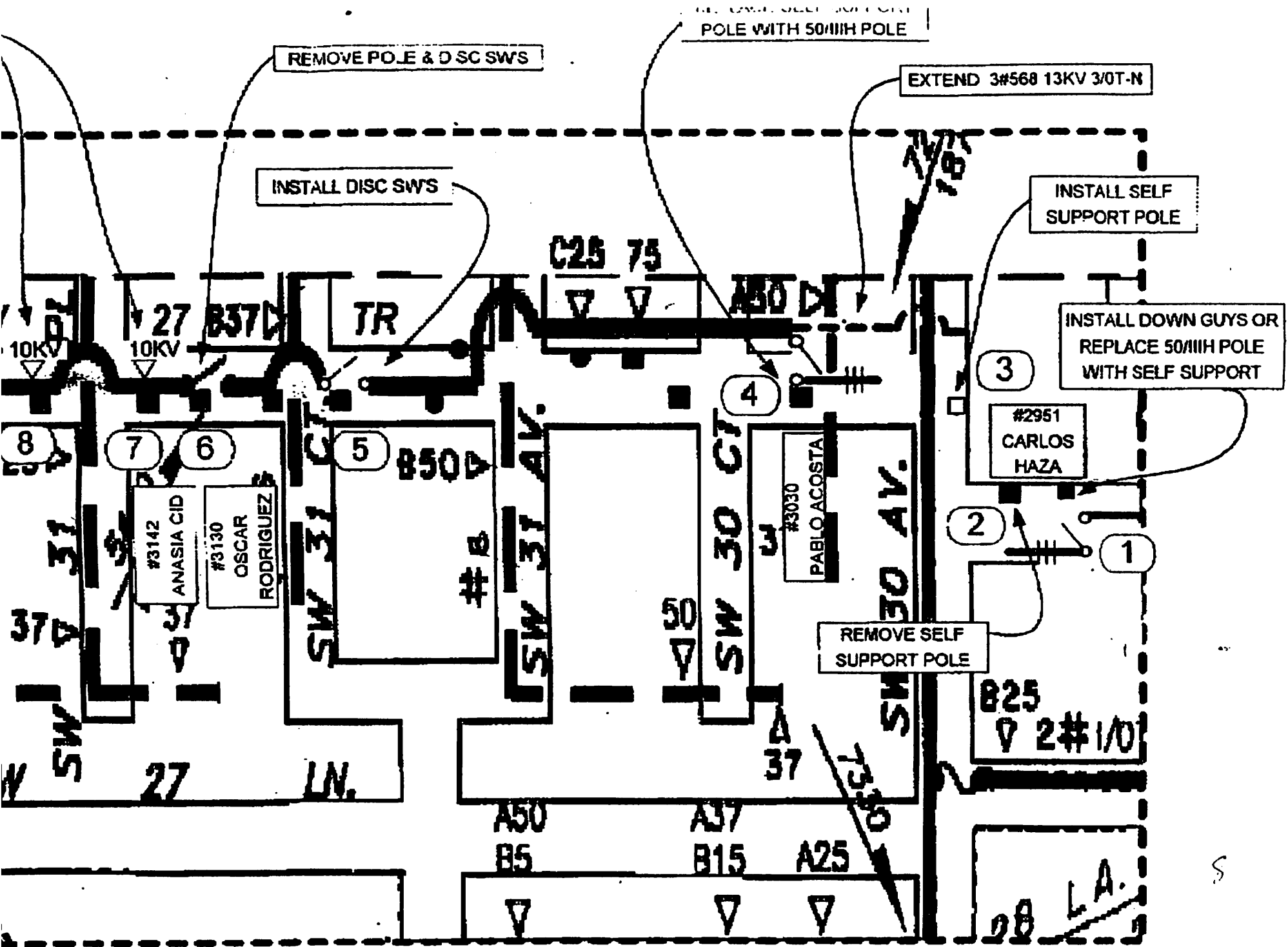
Mr. Manny Rodriguez met with Commissioner Morales to present these alternatives. FPL will also be meeting internally to determine course of action.

Anisa Ols  
298251-C  
Page 2 of 2

A final report will be submitted, once a final decision has been made

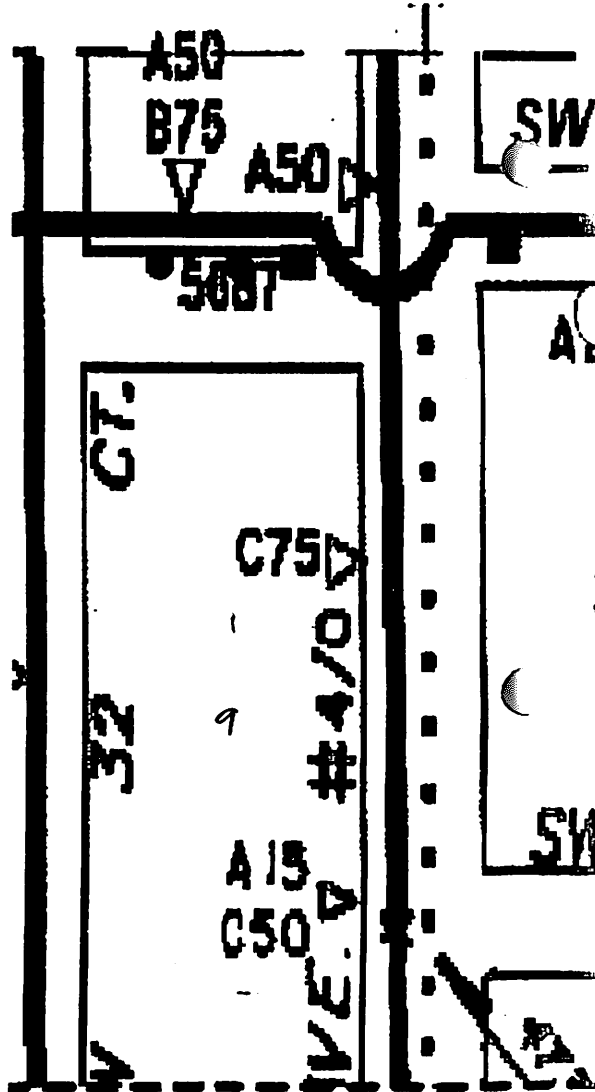
NEXT REPORT DUE: 02/11/00

Approval Signature:	<u>Jorge Betancourt</u>
Approver's Title:	<u>Distribution Coordinator</u>
Date of Approval:	<u>01/21/2000</u>



**27 TER - ALTERNATIVE #1**

INSTALL 10KVA TX FOR  
ST LT & REMOVE #6DPX



EXTERNAL CONTACT TRACKING ADD FORM

CONTACT NO: 03433 CHAIRMAN'S NO: 00377 DATE OF CONTACT: 01/11/2000 DUE DATE: 01/20/2000  
CONTACT TYPE: LETTER NATURE OF CONTACT: CONSUMER CONCERN  
ENTERED BY: VERONICA WASHINGTON RECEIVED BY: GARCIA REFERRED BY:

LAST NAME FIRST MI

CONCERNED RESIDENTS NA

MAILING ADDRESS CITY STATE  
SW 27TH TERRACE MIAMI FL 12

ZIP: 33133

WORK PHONE: HOME PHONE: FAX:

NAME OF ORGANIZATION:

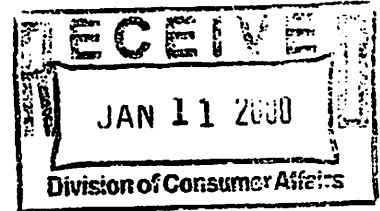
INTERNET/E-MAIL:

COMPANY NAME: FLORIDA POWER & LIGHT COMPANY

COMPANY CODE: EI802

ACCT NO:

TYPE: @) SUBJECT: INQUIRY 290045E



NOTES: RESPOND - CC: CHAIRMAN'S OFFICE

ASSIGNED TO: CARMEN PENA

ACTION TAKEN

ACTION DATE

DIVISION ASSIGNED: CAF

RESPONSE: RESPONSE DATE:

DATE CLOSED:

RESPONSE INSTRUCTIONS

- PREPARE LETTER FOR THE CHAIRMAN'S SIGNATURE
- RESPOND TO LETTER AND CC: CHAIRMAN'S OFFICE
- CONTACT JORGE CRUZ-BUSTILLO BEFORE ACTION ON THIS COMPLAINT
- NO RESPONSE NECESSARY



**Concerned Residents of  
S.W. 27<sup>th</sup> Terrace  
Miami, Florida 33133**

00-0377 JAN 10

28 December 1999

Ms. Beverlee S. DeMello,  
Director  
Division of Consumer Affairs  
Public Service Commission  
Capital Circle Office Center  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**Re: FPSC Inquiry 290045E**

Dear Ms. DeMello,

We, the residents of S.W. 27<sup>th</sup> Terrace, Miami, Florida are requesting an informal conference so that all of the truths are exposed. We are also petitioning an open hearing of the Commission to discuss all the following points.

To rebut the inaccuracy of Florida Power & Light's statements, first we would like to express that a commercial area with concrete poles for lighting already exist one block south of our street. So why install this feeder tie through a residential neighborhood?

The additional service is to supply power to "new commercial buildings and strip mall" on S.W. 24<sup>th</sup> Avenue and US1. The cost effectiveness can also be questioned since concrete poles already exist in this commercial area.

From day one, when the surveyors started marking our street, S.W. 27<sup>th</sup> Terrace, all the residents were opposed and immediately contacted FP&L to try to resolve this issue. Their response was that we, the home owners, had no say in this matter and that they would proceed with the installation. FP&L's designers never satisfied any of us.

On your letter dated December 22, 1999, you write that "at this time all the customers were satisfied on the adjustments made by FP&L."

This above statement is far from the real truth. Mr. George E. Lopez, Mr. Pablo Acosta and Ms. Gabriela V. Casabal were simply told by Mr. John Marsh from FP&L that they would simply replace Mr. Acosta's pole for another one... PERIOD

FP&L never mentioned or suggested anything about an industrial or a huge-size pole.

We immediately contacted the Miami City Commissioners, the Miami Dade County Commissioners and the State Representative of our area and at that time, Commissioner J.L. Plummer wrote a letter to Eloy Villasuso of FP&L, questioning some of our concerns. Mr. Villasuso's answer was the same inaccurate accountability that they told you but refrained from discussing any alternatives. He also promised all of the damages that we incurred at the time of installation would be resolved in 30 days. Nothing has been taken care of as of present. 14

The placement of all of the poles installed in our neighborhood, as well as the workmanship of this installation are in question, not just the two, massive 3 foot by 3 foot, self support poles.

At this point, we are also requesting accessibility to the Rules & Regulations that pertain to the power company's installations so that some of the neighbors who have electrical inspection experience can outline within your regulations the non-compliance of this installation.

We believe that the Public Service Commission was created to ensure that disfigurement of neighborhoods by public utilities would not occur. This is why we are waiting for the conference, as well as for the Commission meeting.

We have yet to received any response to the correspondence addressed to you, from Anisia M. Cid nor from Oscar J. and Cristina Rodriguez. We have asked Oscar J. Rodriguez to look at the codes pertinent to this installation and to discuss with FP&L any of their suggestions to resolve this matter, since he was an inspector for DOW Chemical for power distribution in South Florida.

The following pages will reflect the names, addresses and signatures of all the neighbors who are making the above requests.

*Concerned Residents of  
S.W. 27<sup>th</sup> Terrace  
Miami, Florida 3133  
OJR/cr*

cc: Chairman Joe Garcia  
Representative Manuel Priegez  
Assistant to Executive Officer of Governor Maurice R. Hernandez

Psc

**CONCERNED RESIDENTS**

NAMES	ADDRESSES	SIGNATURES
Dulce Acosta	3030 S.W. 27 Terrace Miami, FL 33133	<i>Dulce Acosta</i>
Pablo Acosta	3030 S.W. 27 Terrace Miami, FL 33133	<i>x Pablo Acosta</i>
Onofre M. Cuevas	3030 S.W. 27 ST. Miami, FL 33133	<i>Onofre Cuevas</i>
INES CID	3142 SW 27 TERR MIAMI, FL 33133	<i>Ines Cid</i>
George E. Lopez	3015 S.w. 27 Terrace Miami, FL 33133	<i>x George Lopez</i>
Graciela V. Casabal	3001 S.W. 27 Terrace Miami, FL 33133	<i>Graciela Casabal</i>
Vicente Delgado	3002 S.W. 27 Terrace Miami, FL 33133	<i>Vicente Delgado</i>
Carlos Haza	2951 S.W. 27 Terrace Miami, FL 33133	<i>Carlos Haza</i>
William Garcia	3131 S.W. 27 Terrace Miami, FL 33133	<i>x William Garcia</i>
Marta Garcia	3131 S.W. 27 Terrace Miami, FL 33133	<i>Marta Garcia</i>
Maria Rasoy	3069 S.W. 27 Terrace Miami, FL 33133	<i>Maria Rasoy</i>
Oscar J. Rodriguez	3130 S.W. 27 Terrace Miami, FL 33133	<i>Oscar Rodriguez</i>
Cristina Rodriguez	3130 S.W. 27 Terrace Miami, FL 33133	<i>Cristina Rodriguez</i>
Anisia M. Cid	3142 S.W. 27 Terrace Miami, FL 33133	<i>Anisia M. Cid</i>
Gloria Asarey	3150 S.W. 27 Terrace Miami, FL 33133	<i>Gloria Asarey</i>
Alfredo Lopez	3152 S.W. 27 Terrace Miami, FL 33133	<i>Alfredo Lopez</i>
Delfina Mendez	3152 S.W. 27 Terrace Miami, FL 33133	<i>Delfina Mendez</i>
	Miami, FL 33133	
Mercedes Rosales	3175 S.W. 27 Terrace Miami, FL 33133	<i>Mercedes Rosales</i>
Margot Eiriz	3141 S.W. 27 Terrace Miami, FL 33133	<i>Margot Eiriz</i>

15

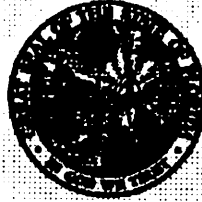
Teresita Sanchez	3141 S.W. 27 Terrace Miami, FL 33133	<i>Teresita Sanchez</i>
Orlando P. Garcia	3140 S.W. 27 Terrace Miami, FL 33133	<i>Orlando Garcia</i>
Maribel Garcia	3140 S.W. 27 Terrace Miami, FL 33133	<i>Maribel Garcia</i>
Damian Martinez	2748 S.W. 30 Court Miami, FL 33133	<i>Damian Martinez</i>
Milton Varona	2748 S.W. 30 Court Miami, FL 33133	<i>Milton E. Varona</i>
Dolores Varona	2748 S.W. 30 Court Miami, FL 33133	<i>Dolores Varona</i>
Emiliano Gonzalez	2748 S.W. 30 Court Miami, FL 33133	<i>Emiliano Gonzalez</i>
Esperanza Fidalgo	2751 S.W. 30 Court Miami, FL 33133	<i>Esperanza Fidalgo</i>
Eduardo Munoz	2773 S.W. 31 Place Miami, FL 33133	<i>Eduardo Munoz</i>
Elvira Munoz	2773 S.W. 31 Place Miami, FL 33133	<i>Elvira Munoz</i>
Leon Regalado	2783 S.W. 31 Place Miami, FL 33133	<i>Leon Regalado</i>
Ramona Regalado	2783 S.W. 31 Place Miami, FL 33133	<i>Ramona Regalado</i>
Enrique Chavez	2787 S.W. 31 Place Miami, FL 33133	<i>Enrique Chavez</i>
Viola Chavez	2787 S.W. 31 Place Miami, FL 33133	<i>Viola Chavez</i>
Juan Chavez	2787 S.W. 31 Place Miami, FL 33133	<i>Juan Chavez</i>
Delia Chavez	2787 S.W. 31 Place Miami, FL 33133	<i>Delia Chavez</i>
Leopoldo Vazquez	2711 S.W. 30 Avenue Miami, FL 33133	<i>LEOPOLDO VAZQUEZ</i>

10

Request No. 290045E

Name ACOSTA ,PABLO MR.

Business Name \_\_\_\_\_



FLORIDA PUBLIC SERVICE COMMISSION  
CONSUMER REQUEST  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL. 32399-850  
850-413-6100

# Public Service Commission

PLEASE RETURN THIS FORM  
WITH REPORT OF ACTION TO:

Kate Smith

DATE DUE: 12/06/1999

Name <u>PABLO ACOSTA</u>	Company <u>FLORIDA POWER &amp; LIGHT COMPANY</u>	Request No. <u>290045E</u>
Business Name _____	Attn. <u>Debbie Self290045E</u>	By <u>KES</u> Time <u>15:37</u> Date <u>11/15/1999</u>
Service _____	Consumer's Telephone # <u>(305)-442-9993</u>	Type _____ Phone <u>FAX</u>
Address _____ County <u>Dade</u>	Response Needed From Company? <u>Y</u>	Can be Reached <u>(305)-442-9993</u>
<u>303 SW 27 TERRACE</u>	Note _____	Apparent Rule Violation _____
City/Zip <u>Miami</u> <u>33133-</u>	Informal Conf. <u>N</u> Outreach <u>PUBLIC</u>	Closed by _____ Date <u>/ /</u>
Account Number _____	Mailing Address: _____	Reply Received <u>/ /</u>
Caller's Name <u>PABLO ACOSTA</u>	Mail City: <u>MIAMI</u> St: <u>FL</u>	Public Official <u>Y</u> <u>CHR JOE GARCIA</u>
	<u>303 SW 27 TERRACE</u> Mail Zip: <u>33133-</u>	

CUSTOMER REFERRED BY CHAIRMAN GARCIA - SPANISH SPEAKING

Customer and 28 of his neighbors are upset about a power pole placed in his yard. They want the pole removed. The following is a list of the neighbors who are complaining:

- Onofre M. Cuevas
- Emiliano Gonzalez
- George Lopez
- Milton E. Varona
- Ceferin Alvarez
- William Garcia
- Maria Rasoy

24

Request No. 290045E

Name ACOSTA ,PABLO MR.

Business Name \_\_\_\_\_

Hilda Martinez  
Esperanza Fidalgo  
Martha Urquiaga  
Rosita Gallego  
Dulce M. Acosta  
Dolores Varno  
Eduardo & Elvira Munoz  
Leon Regalados  
Enrique Chavez  
Hortensia Aguirrechu  
Jose Aguirrechu  
Marin Y. Valdez  
Ceferino & Ana Alvarez  
tela Diaz  
Mario D. Talavera  
Rolando Espinosa  
Cristina Rodriguez  
Oscar Rodriguez  
Graciela Carvajal  
Leopoldo Vazquez  
Anisia M. Cid

Also received a complaint from Oscar and Christina Rodriguez on the same subject with the same enclosures.

---

Request No. 290045E

Name ACOSTA ,PABLO MR.

Business Name \_\_\_\_\_

PAGE NO: 2

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF CONSUMER AFFAIRS  
BEVERLEE DEMELLO  
DIRECTOR  
(850) 413-6100  
TOLL FREE 1-800-342-3552

# Public Service Commission

17

January 6, 2000

Mr. Pablo Acosta  
3030 Southwest 27 Terrace  
Miami, FL 33133

Dear Mr. Acosta:

This is to inform you that the Florida Public Service Commission (PSC) received your request for an informal conference against Florida Power and Light Company (FPL). Your request is being processed and a staff member of my division will be contacting you in the near future to discuss your concerns.

If you have any questions, please contact me toll-free at 1-800-342-3552, or by e-mail at [lrasberr@psc.state.fl.us](mailto:lrasberr@psc.state.fl.us).

Sincerely,

A handwritten signature in black ink, appearing to read "Leroy A. Rasberry".

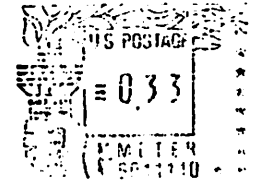
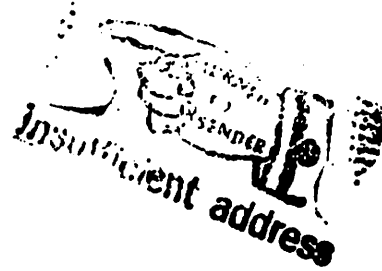
Leroy A. Rasberry, Chief  
Bureau of Complaint Resolution  
Division of Consumer Affairs

LAR:ewe

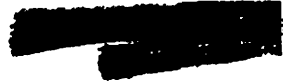
cc: Florida Power and Light Company

State of Florida  
**Public Service Commission**

2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850



Mr. Pablo Acosta  
303 Southwest 27 Terrace  
Miami, FL [REDACTED]







# Public Service Commission


State of Florida

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

---

**DATE:** January 6, 2000

**TO:** John Plescow - Division of Consumer Affairs

**FROM:** Leroy A. Rasberry - Bureau Chief of Complaint Resolutions - Division of Consumer Affairs 

**RE:** Informal Conference Request

---

Please do a preliminary review of the informal conference request concerning Mr. Pablo Acosta against Florida Power and Light Company.

290045E - Acosta, Pablo

**Oscar J. Rodriguez**  
3130 S.W. 27<sup>th</sup> Terrace  
MIAMI, FL 33133  
tele: 305-529-2283



To: Joe Garcia,  
Chairman  
Public Service Commission  
Fax: 1-800-511-0809

Date: Jan. 3, 2000

No. of Pages: 5

**RE: FPL Industrial Poles on S.W. 27<sup>th</sup> Terrace, Miami, FL 33133**

Please acknowledge receipt of the following letter and signatures from residents of S.W. 27<sup>th</sup> Terrace, Miami, FL

*Oscar Rodriguez*

fax

**Concerned Residents of  
S.W. 27<sup>th</sup> Terrace  
Miami, Florida 33133**

28 December 1999

Ms. Beverlee S. DeMello,  
Director  
Division of Consumer Affairs  
Public Service Commission  
Capital Circle Office Center  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**Re: FPSC Inquiry 290045E**

Dear Ms. DeMello,

We, the residents of S.W. 27<sup>th</sup> Terrace, Miami, Florida are requesting an informal conference so that all of the truths are exposed. We are also petitioning an open hearing of the Commission to discuss all the following points.

To rebut the inaccuracy of Florida Power & Light's statements, first we would like to express that a commercial area with concrete poles for lighting already exist one block south of our street. So why install this feeder tie through a residential neighborhood?

The additional service is to supply power to "new commercial buildings and strip mall" on S.W. 24<sup>th</sup> Avenue and US1. The cost effectiveness can also be questioned since concrete poles already exist in this commercial area.

From day one, when the surveyors started marking our street, S.W. 27<sup>th</sup> Terrace, all the residents were opposed and immediately contacted FP&L to try to resolve this issue. Their response was that we, the home owners, had no say in this matter and that they would proceed with the installation. FP&L's designers never satisfied any of us.

On your letter dated December 22, 1999, you write that "at this time all the customers were satisfied on the adjustments made by FP&L."

This above statement is far from the real truth. Mr. George E. Lopez, Mr. Pablo Acosta and Ms. Gabriela V. Casabal were simply told by Mr. John Marsh from FP&L that they would simply replace Mr. Acosta's pole for another one... PERIOD

FP&L never mentioned or suggested anything about an industrial or a huge-size pole.

We immediately contacted the Miami City Commissioners, the Miami Dade County Commissioners and the State Representative of our area and at that time, Commissioner J.L. Plummer wrote a letter to Eloy Villasuso of FP&L, questioning some of our concerns. Mr. Villasuso's answer was the same inaccurate accountability that they told you but refrained from discussing any alternatives. He also promised all of the damages that we incurred at the time of installation would be resolved in 30 days. Nothing has been taken care of as of present.

The placement of all of the poles installed in our neighborhood, as well as the workmanship of this installation are in question, not just the two, massive 3 foot by 3 foot, self support poles.

At this point, we are also requesting accessibility to the Rules & Regulations that pertain to the power company's installations so that some of the neighbors who have electrical inspection experience can outline within your regulations the non-compliance of this installation.

We believe that the Public Service Commission was created to ensure that disfigurement of neighborhoods by public utilities would not occur. This is why we are waiting for the conference, as well as for the Commission meeting.

We have yet to received any response to the correspondence addressed to you, from Anisia M. Cid nor from Oscar J. and Cristina Rodriguez. We have asked Oscar J. Rodriguez to look at the codes pertinent to this installation and to discuss with FP&L any of their suggestions to resolve this matter, since he was an inspector for DOW Chemical for power distribution in South Florida.

The following pages will reflect the names, addresses and signatures of all the neighbors who are making the above requests.

*Concerned Residents of  
S.W. 27<sup>th</sup> Terrace  
Miami, Florida 3133  
OJR/cr*

cc: Chairman Joe Garcia  
Representative Manuel Priegez  
Assistant to Executive Officer of Governor Maurice R. Hernandez

**CONCERNED RESIDENTS**

117

NAMES	ADDRESSES	SIGNATURES
Dulce Acosta	3030 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Pablo Acosta	3030 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Onofre M. Cuevas	3030 S.W. 27 ST. Miami, FL 33133	<i>[Signature]</i>
INES CID	3142 SW 27 TERR MIAMI, FL 33133	<i>[Signature]</i>
George E. Lopez	3015 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Graciela V. Casabal	3001 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Vicente Delgado	3002 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Carlos Haza	2951 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
William Garcia	3131 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Marta Garcia	3131 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Maria Rasoy	3069 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Oscar J. Rodriguez	3130 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Cristina Rodriguez	3130 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Anisia M. Cid	3142 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Gloria Asarey	3150 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Alfredo Lopez	3152 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Delfina Mendez	3152 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Mercedes Rosales	3175 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>
Margot Eiriz	3141 S.W. 27 Terrace Miami, FL 33133	<i>[Signature]</i>

Teresita Sanchez	3141 S.W. 27 Terrace Miami, FL 33133	<i>Teresita Sanchez</i>
Orlando P. Garcia	3140 S.W.27 Terrace Miami FL 33133	<i>Orlando Garcia</i>
Maribel Garcia	3140 S.W. 27 Terrace Miami, FL 33133	<i>Maribel Garcia</i>
Damian Martinez	2748 S.W. 30 Court Miami, FL 33133	<i>Damian Martinez</i>
Milton Varona	2748 S.W.30 Court Miami, FL 33133	<i>Milton E. Varona</i>
Dolores Varona	2748 S.W. 30 Court Miami, FL 33133	<i>Dolores Varona</i>
Emiliano Gonzalez	2748 S.W. 30 Court Miami, FL 33133	<i>Emiliano Gonzalez</i>
Esperanza Fidalgo	2751 S.W. 30 Court Miami, FL 33133	<i>Esperanza Fidalgo</i>
Eduardo Munoz	2773 S.W. 31 Place Miami, FL 33133	<i>Eduardo Munoz</i>
Elvira Munoz	2773 S.W. 31 Place Miami, FL 33133	<i>Elvira Munoz</i>
Leon Regalado	2783 S.W. 31 Place Miami, FL 33133	<i>Leon Regalado</i>
Ramona Regalado	2783 s.W. 31 Place Miami, FL 33133	<i>Ramona Regalado</i>
Enrique Chavez	2787 S.W. 31 Place Miami, FL 33133	<i>Enrique Chavez</i>
Viola Chavez	2787 S.W. 31 Place Miami, FL 33133	<i>Viola Chavez</i>
Juan Chavez	2787 S.W. 31 Place Miami, FL 33133	<i>Juan Chavez</i>
Delia Chavez	2787 s.W. 31 Place Miami, FL 33133	<i>Delia Chavez</i>
Leopoldo Vazquez	2711 S.W. 30 Avenue Miami, FL 33133	<i>LEOPOLDO VAZQUEZ</i>

Request No. 298251C

Name CID ,ANISIA

Business: \_\_\_\_\_

FLORIDA PUBLIC SERVICE COMMISSION  
CONSUMER REQUEST  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL. 32399-850  
850-413-6100



# Public Service Commission

*Keep w/ Pablo Acosta's File*

PLEASE RETURN THIS FORM  
WITH REPORT OF ACTION TO: SAS

CONNIE KUMMER

Name <u>CID ,ANISIA</u>		Company <u>Florida Power &amp; Light Company</u>	Request No. <u>298251C</u>
Business Name _____			
Address <u>3142 SW 27, TERRACE</u>		County _____	By <u>CSK</u> Time <u>14:11</u> Date <u>12/30/1999</u>
_____		Consumer's Telephone # _____	Type _____ Phone <u>MAIL</u>
City/Zip <u>Miami</u> <u>33133-</u>		Can be Reached _____	
Account Number _____	E-Mail Address _____	Outreach <u>OTHER</u>	Date <u>12/30/19</u>
		Public Official <u>N</u>	

See attached. Please provide this office with a response to customer concerns. Thanks.

Jim Ruehl assigned.

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STATE OF FLORIDA

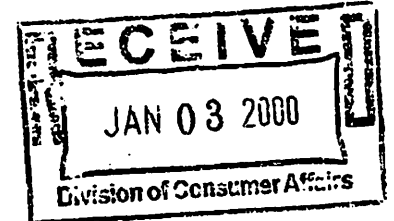
Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF CONSUMER AFFAIRS  
BEVERLEE DEMELLO  
DIRECTOR  
(850) 413-6100  
TOLL FREE 1-800-342-3552

## Public Service Commission

December 22, 1999



Mr. Pablo Acosta  
3030 Southwest 27th Terrace  
Miami, FL 33133

**Re: FPSC Inquiry 290045E**

Dear Mr. Acosta:

Thank you for contacting the Florida Public Service Commission (PSC) about Florida Power & Light Company (FPL). I appreciate the opportunity to help you.

After reviewing your correspondence, we contacted FPL and asked the company to look into your concerns and to send us a detailed report explaining the outcome of their investigation. FPL reported that a new pole line was needed on Southwest 27th Terrace to accommodate a feeder tie as a part of the new feeder for the Coconut Grove Substation. The new feeder is necessary to bring additional electrical service, to reduce power interruptions and increase service reliability in your area.

This specific route was chosen as the most direct and cost-effective route to meet the needs of the area. The original route called for the poles to be installed on the north side of Southwest 27th Terrace. However as a result of meetings with the customers and representatives of the City of Miami, the south side was used. This allowed FPL to replace the 10 existing distribution power poles and 4 streetlight poles with only 5 new poles.

Before the company began construction on this project, they received several complaints from customers in the area. FPL's designer met on several occasions with those customers and made adjustments to the design to meet their requests. At that time, all the customers were satisfied with the adjustments made by FPL.

It appears that the pole you are questioning is on the right-of-way on your east property line. The self-support pole in front of your home, Mr. Acosta, appears to be necessary. FPL cannot use a down guy wire because the wire would interfere with an existing driveway. Therefore, the self-support pole was used.

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

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)




Mr. Pablo Acosta  
Page 2  
December 22, 1999

It appears that FPL has not violated any PSC rules or regulations or its tariff in the handling of your complaint. I wish that every complaint filed with the Commission could be resolved to the complete satisfaction of the customer, but that is not always possible.

If you disagree with the PSC's findings, you may request for an informal conference on the complaint. The request shall be in writing and be filed with the Division of Consumer Affairs within 30 days after the proposed resolution is mailed or personally communicated to the parties.

I hope this information is helpful to you. If you have any questions, please contact me at 1-800-342-3552 or by toll-free fax at 1-800-511-0809.

Sincerely,



Beverlee S. DeMello, Director  
Division of Consumer Affairs

BSD:kes

cc: Chairman Joe Garcia

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770

## Public Service Commission

DATE: December 9, 1999  
TO: Parties of Record  
FROM: Blanca S. Bayó, Director *BSB*  
Division of Records and Reporting  
RE: Undocketed - Complaint by Mr. Pablo Acosta concerning cement power pole located along the easement in the subdivision.

---

This is to inform you that the Commission is reporting the following communication in the above-referenced docket.

- Letter from Mr. Pablo Acosta, dated November 10, 1999

The letter, a copy of which is attached, will be made a part of the record in this proceeding, should it become docketed. Pursuant to Section 350.042, F.S. any party who desires to respond to this communication may do so. The response must be received by the Commission within 10 days after receiving notice that the communication has been placed on the record. Please mail your response to the Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870.

BSB/cp

Attachment

cc: Cathy Bedell-w/letter

**Customer Inquiry Response**

17

**Customer's First Name:** PABLO  
**Last / Business Name:** ACOSTA  
**Alternate Name:**  
**Service Address:** 3030 SW 27TH TER  
MIAMI, FL 33133

**FPSC Log:** 290045E **Received From:** Kate  
**Account #:** 72644-78244 **Response Type:** Final

**Response Comments:**

PAGE 1 of 2

On November 19, 1999, Ms. Maggie Padron, FPL Supervisor, spoke with Ms. Acosta in response to her FPSC inquiry. Ms. Acosta was concerned with a pole recently placed in front of her property. Ms. Padron advised Ms. Acosta that we would conduct an investigation and respond with the findings.

The addition of a new pole line on SW 27 Terrace in Miami was required to accommodate a feeder tie as part of a new feeder out of Coconut Grove Substation. The new feeder is necessary to bring additional electrical capacity and improve the reliability of this area. This route was chosen because it was the most direct and cost effective route to meet the electrical needs of the area. The original route called for the poles to be installed on the north side of SW 27 Ter. After meeting with a representative for the City of Miami and various customers to discuss alternatives, it was agreed that the south side would be the least intrusive to the neighborhood since there were 10 existing distribution poles and 4 existing street light poles that could be changed out in place and only 5 new poles were needed to accommodate the new line.

Prior to the start of construction of this project, FPL received various complaints from the customers of the area. The designer met on various occasions with the customers of the area and made adjustments to the design to accommodate the customers' requests. At the time, all customers were satisfied with the adjustments made except for Mr. Pablo Acosta who was dissatisfied with a self support pole that was installed in the right of way line on his east property line. This self support pole in front of Mr. Acosta's house was necessary. A down guy was not possible because of an existing driveway, therefore, the self support concrete pole had to be used.

Pablo Acosta  
290045-E  
Page 2 of 2

FPL representatives have had several conversations with the customer but have not been successful in appeasing their concerns.

It appears FPL is in compliance with F.A.C. #25-6.076.

FPSC RECEIVED: 11/15/99 - FINAL REPORT: 12/08/99

Approval Signature:	<u>Jorge Betancourt</u>
Approver's Title:	<u>Distribution Coordinator</u>
Date of Approval:	<u>12/08/99</u>

December 08, 1999

Re: Caso del Sr. Pablo Acosta  
Lista de personas.

69

Onofre M. Cuevas	3030 SW 27 St. Miami, Fl. 33133	
Emiliano Gonzalez	3030 SW 27 St. Miami, Fl. 33133	
George Lopez	3015 SW 27 Terrace Miami, Fl. 33133	
Milton & Lorena	2748 SW 30 Court Miami, Fl. 33133	
Ceferina Alvarez	3131 SW 27 Terrace Miami, Fl. 33133	
William Garcia	3131 SW 27 Terrace Miami, Fl. 33133	(305) 444-5110
Maria Rasoy	3069 SW 27 Terrace Miami, Fl. 33133	
Hilda Martinez	2460 SW 4 St Miami, Fl. 33135	
Esperanza Hidalgo	2751 SW 30 Court Miami, Fl. 33133	
Martha Urquiaga	11800 SW 18 St. Apt. 303 Miami, Fl. 33175	(305) 223-5099
Rosita Gallegos	2485 SW 4th St. Miami, Fl. 33135	(305) 642-5636
Dulce M. Acosta	3030 SW 27 Terrace Miami, Fl. 33133	(305) 442-9993
Dolores Varona	2748 SW 30 Court Miami, Fl. 33133	(305) 441-2931
Eduardo & Elvira Munoz	2773 SW 31 Pl. Miami, Fl. 33133	
Leon Regalado	2783 SW 31 Pl. Miami, Fl. 33133	
Enrique Chavez	2985 SW 31 Pl. Miami, Fl. 33133	
Jose & Hortensia Aguirrechu	67 NW 33 Ave. Miami, Fl. 33125	
Maria M. Valdes	2963 SW 24 St. Miami, Fl. 33145	
Cerefino & Ana Alvarez	2485 SW 4 St. Miami, Fl. 33135	(305) 643-2705
Mario Talavera & Estela Diaz	140 NW 32 Ave Miami, Fl. 33125	(305) 649-4190
Rolando Espinoza	130 SW 32 Ave Miami, Fl. 33135	(305) 448-7157/ 547-2382

Cristina & Oscar Rodriguez  
(305) 529-2283

3130 SW 27 Terrace Miami, Fl. 33133

Graciela Carvajal  
(305) 441-0055

3001 SW 27 Terrace Miami Fl. 33133

Leopoldo Vazquez  
(305) 461-4175

2711 SW 30 Ave Miami, Fl. 33133

Anisia M. Cid  
(305) 442-1418

3142 SW 27 Terrace Miami, Fl. 33133

Pablo Acosta  
(305) 442-9993

3030 SW 27 Terrace Miami, Fl. 33133

*I gave a copy to  
Carol Purvis*

*Dick*

*Done  
12/8/99  
DJ*

State of Florida

Joe Garcia  
Chairman



Capital Circle Office Center  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0855  
(850) 413-6042  
Fax: (850) 413-6395

# Public Service Commission

## MEMORANDUM

RECEIVED PSC  
NOV 30 PM 1:31  
IN RECORDS AND  
REPORTING

**TO:** Blanca Bayó  
Director, Division of Records and Reporting

**FROM:** Jorge Cruz-Bustillo, Executive Assistant to Chairman Garcia

**RE:** Written Communication Regarding File No. 290045E

**DATE:** November 15, 1999

---

Please place the attached written communication, which may be considered ex parte, in the file for the above proceeding.

The attached document was sent by facsimile to Chairman Garcia, from Mr. Pablo Acosta.

Please give notice of this communication to all parties to the docket and inform them they have ten days from receipt of the notice to file a response.

jcb

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December 9, 1999

Notice of ex parte communication was sent to the following concerning a Complaint by Mr. Pablo Acosta concerning cement power pole located along the easement in the subdivision.

Mr. Onofre M. Cuevas  
3030 SW 27 St.  
Miami, FL 33133

Mr. Emiliano Gonzalez  
3030 SW 27 St.  
Miami, FL 33133

Mr. George Lopez  
3015 SW 27 Terrace  
Miami, FL 33133

Mr. Milton E. Varona  
2748 SW 30 Court  
Miami, FL 33133

Ms. Ceferina Alvarez  
3131 SW 27 Terrace  
Miami, FL 33133

Mr. William Garcia  
3131 SW 27 Terrace  
Miami, FL 33133

Ms. Maria Rasoy  
3069 SW 27 Terrace  
Miami, FL 33133

Ms. Hilda Martinez  
2460 SW 4 St.  
Miami, FL 33135

Ms. Esperanza Hidalgo  
2751 SW 30 Court  
Miami, FL 33133

Ms. Martha Urquiaga  
11800 SW 18 St.  
Apt. 303  
Miami, FL 33175



Oscar & Cristina Rodriguez  
3130 SW 27 Terrace  
Miami, FL 33133

Ms. Graciela Carvajal  
3001 SW 27 Terrace  
Miami, FL 33133

Mr. Leopoldo Vazquez  
2711 SW 30 Ave.  
Miami, FL 33133

Ms. Anisia M. Cid  
3142 SW 27 Terrace  
Miami, FL 33133

Mr. Pablo Acosta  
3070 SW 27 Terrace  
Miami, FL 33133

Mr. Donald H. Warshaw  
City Manager of the City of Miami  
Miami Riverside Center  
444 SW 2nd Avenue  
10th Floor  
Miami, FL 33130

Commissioner J. L Plummer  
3500 Pan American Drive  
Miami, FL 33133

Florida Power & Light Co.  
Mr. Bill Walker  
215 S. Monroe St.  
Suite 810  
Tallahassee, FL 32301-1859

30

Noviembre 10 de 1999.

Sr Joe Garcia.  
Com.Servicio Civil:

Honorable comisionado:

(Atencion Carmencita Peña.

En primer lugar deseo agradecerle la gestión que ha realizado a nuestra petición, a través de personas que han querido intervenir en favor de los vecinos de la calle 27 terrace del Sw aquí en Miami, donde habiendo una zona industrial a un bloque de nuestra barriada, han puesto un poste, entre otras cosas, del tamaño de los que soportan los Express Ways.

Por este medio solicito de la atenta Carmencita Peña el estado en que se encuentra nuestra reclamación en la cual nos ayuda con tanta amabilidad, en relación que el desaguisado cometido en nuestra cuadra por la FPL.

Le agradeceremos cualquier información al respecto.

Gracias por todo lo que esta haciendo en nuestro favor.

Cualquier información que desee darnos lo podrá hacer por el fax # (3050 5697392 -Atencion Acosta-.

Tel:(305)4429993

Muchas gracias

Atentamente

PABLO ACOSTA  
3030 sw.27 TERRACE  
Miami FL.33133

ADDRESS LIST  
FOR  
PABLO ACOSTA/FPL  
CASE #290045E

1. Dulce M. Acosta 3030 SW 27 Terrace 305-442-9993  
Miami, FL 33133
2. Onofre M. Cuevas 3030 SW 27 Street  
3. Emiliano Gonzalez Miami, FL 33133
4. George Lopez 3015 SW 27 Terrace  
Miami, FL 33133
5. Milton Varona 2748 SW 30 Court 305-441-2931  
6. Dolores Varona Miami, FL 33133
7. Ceferina Alvarez 3131 SW 27 Terrace 305-444-5110  
8. William Garcia Miami, FL 33133
9. Maria Rasoy 3069 SW 27 Terrace  
Miami, FL 33133
10. Hilda Martinez 2460 SW 4 Street  
Miami, FL 33135
11. Esperanza Fidalgo 2751 SW 30 Court  
Miami, FL 33133
12. Martha Urquiaga 11800 SW 18 Street 305-223-5099  
Apt 303  
Miami, FL 33175
13. Rosita Gallego 2485 SW 4 Street 305-642-5636  
Miami, FL 33135
14. Eduardo & Elvira Muñoz 2773 SW 31 Place  
Miami, FL 33133
15. Leon Regalado 2783 SW 31 Place  
Miami, FL 33133
16. Enrique Chavez <sup>2785</sup>~~2985~~ SW 31 Place  
Miami, FL 33133

17.	Jose Aguirrechu	67 NW 33 Avenue	
18.	Hortensia Aguirrechu	Miami, FL 33125	
19.	Maria M. Valdes	2963 SW 24 Street	
		Miami, FL 33145	
20.	Ceferino Alvarez	2485 SW 4 Street	305-643-2705
21.	Ana Alvarez	Miami, FL 33135	
22.	Mario Talavera	140 NW 32 Avenue	305-649-4190
23.	Estela Diaz	Miami, FL 33125	
24.	Rolando Espinoza	130 SW 32 Avenue	305-448-7157
		Miami, FL 33135	305-547-2382
25.	Cristina Rodriguez	3130 SW 27 Terrace	305-529-2283
26.	Oscar Rodriguez	Miami, FL 33133	
27.	Graciela Carvajal	3001 SW 27 Terrace	305-441-0055
		Miami, FL 33133	
28.	Leopoldo Vazquez	2711 SW 30 Avenue	305-461-4175
		Miami, FL 33133	
29.	Anisia M. Cid	3142 SW 27 Terrace	305-442-1418
		Miami, FL 33133	

30. Pablo Acosta  
303 SW 27 Terrace  
Miami, FL 33133

**Commissioner Jimmy Morales**--At 2:23 p.m., I called Commissioner Jimmy Morales' office at 305/375-5680 and left a message with Amelia. She says that Comm. Morales is out of the office until Monday. I explained that I was calling to invite Comm. Morales to a meeting on April 11, etc.

**Commissioner Johnny Winton**---At 3:15 p.m., I spoke with Maria Mascarenas in Comm. Winton's office AT 305/250-5333. She says that he was out of the office. However, Maria says that she is pretty sure that he will want to attend since he has been involved in this case with FPL and the customer. **Send a copy of Rodriguez's letter--FAXED TO 305/579-3334.**

**Commissioner J. L. Plummer**---no longer a commissioner Maria told me that he is no longer a commissioner and that Commissioner Winton took his place.

**City Manager Donald H. Warshaw**--Since the City Manager was in a meeting, I spoke with his secretary, **Cecy Darley** at 305/416-1025. She says that if the city manager cannot attend, he may want to send a representative. She asked me to fax her a copy of the letter to **305/400-5227. FAXED**

Pablonot.sas

From: Carmen Pena  
To: Jorge Cruz-Bustillo  
Subject: Pablo Acosta, et al.....

-----  
==NOTE=====11/15/99==4:35pm=  
CC: Kate Smith, Leroy Raspberry  
.....

The complaint case number is 290045E,  
filed to Florida Power & Light.

We have other public officials involved  
in this case: Commissioner J. L.  
Plummer of Miami-Dade and Mr. Don  
Warshaw, City Manager of the City of  
Miami.

The customers complaining are as  
follow:

1 Onofre M. Cuevas  
2 Emiliano Gonzalez  
3 George Lopez  
4 Milton E. Varona  
5 Ceferina Alvarez  
6 William Garcia  
7 Maria Rasoy  
8 Hilda Martinez  
9 Esperanza Fidalgo  
10 Martha Urquiaga  
11 Rosita Gallego  
12 Dulce M. Acosta  
13 Dolores Varona  
14 Eduardo Munoz  
15 Elvira Munoz  
16 Leon Regalados  
17 Enrique Chavez  
18 Hortensia Aguirrechu  
19 Jose Aguirrechu  
20 Maria M. Valdes  
21 Ceferino Alvarez  
22 Ana Alvarez  
23 Estela Diaz  
24 Mario D. Talavera  
25 Rolando Espinosa  
26 Cristina Rodriguez  
27 Oscar Rodriguez  
28 Graciela Carvajal  
29 Leopoldo Vazquez  
30 Anisia M. Cid

*Donald H. Warshaw  
City Manager of the City of Miami  
Miami Riverside Center  
444 SW 2nd Avenue  
10th Floor  
Miami, FL 33130*

*Commissioner J. L. Plummer  
3500 Pan American Drive  
Miami, FL 33133*

*Florida Power & Light Co.  
Mr. Bill Walker  
215 S. Monroe St.  
Suite 810  
Talla. FL 32301-1859*

The dispute is over "cement poles"  
replacing the typical wood poles. FYI

X MARIO / Es'lu Diaz - 640-4190  
 Mario D. Salas / Juan Lafalana - 649-4190 6  
 Rolando Espinosa / Rolando Espinosa - 448-7157-547 2382  
 ✓ Cristina Rodriguez 3130 SW 27 Terr. - 529-2283  
 ✓ Oscar Rodriguez 3130 SW 27 Terr. -  
 Guacela Cortez 3001 SW 27 Terr. - 441-0055 210  
 LEONARDO VAZQUEZ 2911 SW 30 Ave - 461-4175  
 / Anissa M. lid - 442-1418  
 Pablo Acosta 3070 SW 27 Terr 33133  
 305-442-9993

1- MARTHA URQUIAGA - ?  
 11800 SW. 18<sup>th</sup> ST APT 303 SHE'S OUT OF TOWN. OR BACK MUNDASH!  
 33175

2- ROSITA GALLEGO.  
 2485 SW 4<sup>th</sup> ST MIAMI, FL. 33135

3- ESTELA DIAZ / MARIO.  
 140 NW 32 AVE MIAMI, FL 33125

4- ROLANDO ESPINOSA -> NOBODY ANSWERS? DIC 02.  
 DIC 03. / 130 SW 32 AVE 33135

5- ERUSTINO / OSCAR RODRIGUEZ -> NOBODY ANSWERS?  
 305-529 2283  
 3130 SW 27 Terr  
 Miami 33133

Oscar & Cristina Rodriguez  
3130 S.W. 27<sup>th</sup> Terrace  
Miami, FL 33133  
305-529-5583

9 November 1999

RECEIVED	TO: <i>Joe Garcia</i>	FROM: <i>OSCAR RODRIGUEZ</i>	DATE: <i>11/19/99</i>
	FAX #: <i>800-511-0809</i>	FAX #: <i>305-529-5583</i>	PHONE #: <i>305-529-2283 11</i>

Mr. Joe Garcia  
State of Florida  
Public Service Commission  
2540 Shumardoak Blvd.  
Tallahassee, FL 32399

Dear Mr. Garcia,

We as residents of the City of Miami have tried through our local government (City), as well as with Florida Power & Light, to resolve the problem that was caused by allowing the power company to install commercial style (16" by 16") concrete poles through a residential area. This was done without prior notification to homeowners nor hearings were held to discuss this matter.

The following points are a few of the negative aspects of this action placing these poles in our neighborhood.

1. Property value has decreased because of placement of these poles in a residential area versus a commercial area.
2. It has been established that high power electrical lines in proximity to homes can be a health hazard.
3. We are experiencing radio reception interference.
4. In adjacent neighborhoods, lighting and power lines have been buried underground. Why not our street?
5. On our property, we have two (2) poles, one of which has been place on the sidewalk. This is a hazard to pedestrians and an unknown liability to us.
6. On humid days you can hear and see electrical discharges at pole connectors (just a few feet from our front door).
7. In case of a storm or wire breakage, we are exposed to higher risk of electrocution in our property. (During Hurricane Irene one of these wires fell and was submerged in our flooded street for days.)

Enclosed you will find copies of all of our attempts to resolve this problem. We sincerely hope you can help us resolve it.

Sincerely,

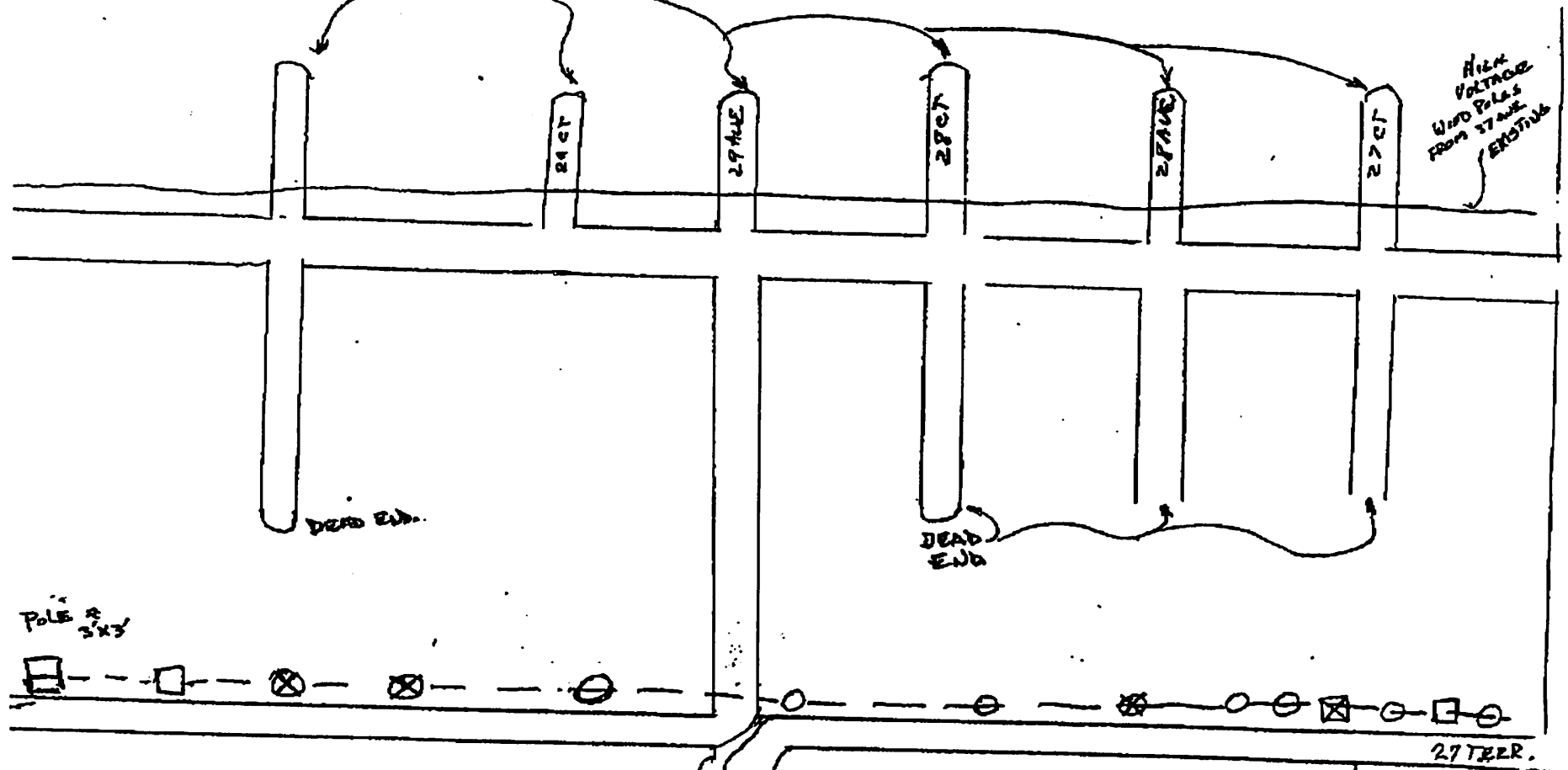
*Oscar J. Rodriguez* - *Cristina Rodriguez*  
Oscar J. Rodriguez & Cristina Rodriguez

Enclosures



MATCH.

DEAD END.



Pole 2 3x3

HIGH VOLTAGE WIND Poles FROM 27 AVE EXISTING

DEAD END.

DEAD END.

27 TERR.

No THRU STREET.

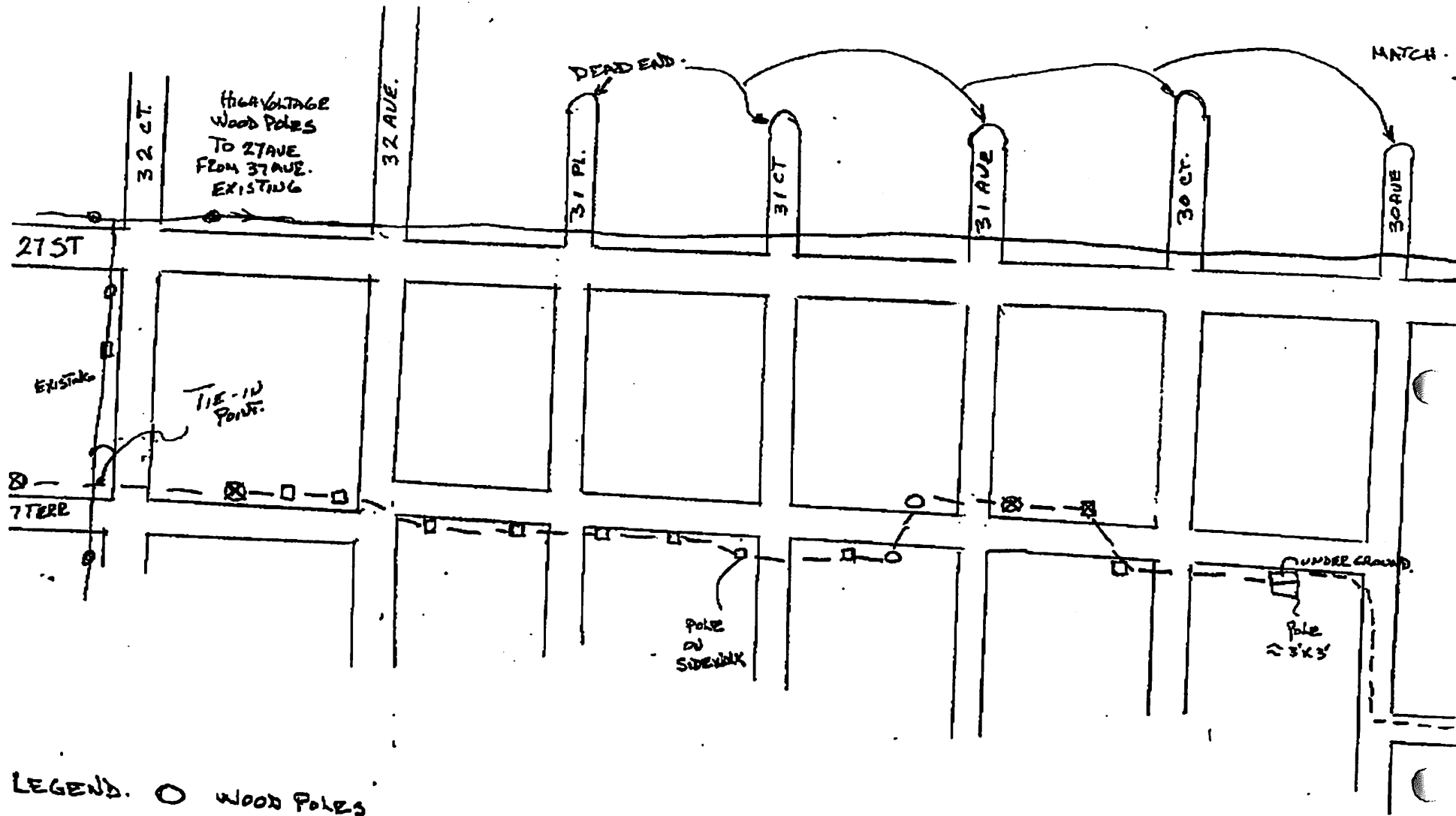
27 AVE  
 METRO RAIL  
 STATION.  
 (ALL ELECTRICAL SERVICE)  
 IS UNDERGROUND

MATCH.

NOTE: THIS INSTALLATION WAS DONE  
 TO SERVE CHURCH @ 3 AVE & 27 TERR  
 AND BLOCK BETWEEN 27 AVE & 29 AVE  
 @ 27 TERR.

54

27 AVE.



- LEGEND.
- WOOD POLES
  - ⊗ WOOD POLES WITH X-FORMERS.
  - 16" X 16" CONCRETE POLES.
  - ▢ 3' X 3' CONCRETE POLES.
  - ⊠ 16" X 16" CONCRETE POLES WITH X-FORMERS.

--- NEW HIGH VOLTAGE INSTALLATION.

MATCH

(5)



# POINT VIEW

Association, Inc.



COSTA BELLA • BRICKELL SHORES • DAYSHORE PLACE  
BRICKELL BAY TOWERS • POINT VIEW ON THE BAY

## MINUTES OF THE ANNUAL MEETING POINT VIEW ASSOCIATION MONDAY, AUGUST 30, 1999

The meeting was held at Costa Bella Condominium in their newly refurbished social lobby, starting with a social hour with the participation of the Board of Directors, Commissioner J.L. Plummer, Mr. Jim Kay Director of City of Miami Public Works Dept., NET Administrator Ms. Patricia Castro, Lt. Hector Mirabile of the Miami Police Dept. and Mr. Ramon Ferrer of FPL, approximately 80 residents were in attendance.

President Nelly Zamora thanked Commissioner Plummer for the guidance and support the Board has received in all the dealings with City of Miami. The Commissioner thanked all Point View residents for their attendance and proceeded to address the meeting:

1. **DECORATIVE LIGHTS.** The City Manager and FPL have prepared an agreement to proceed with the installation of decorative lighting in our street pending receipt of a cashier's check for \$13,000.00 from Point View Association. Work is scheduled to begin in three months. David Hernandez of Public Works explain the work to be done: install 18 "Acorn" fixtures with black fiberglass poles (see attached photo), along the bay walk on the west-side of the cement walk and spaced 80 feet apart. Some trees will have to be removed. It was explained that these are not security lights and will not be very bright--the purpose is to enhance and lighten the side walk. Commissioner Plummer added that once the lights are in place the City is committed to allocate the funds for proper landscaping; the Association has chosen to remove everything and leave an open bay view with nice uniform size palms.

2. **STREET CALMING AND SECURITY.** The Commissioner introduced Lt. Mirabile who stated that residents should report all crime, violation or disturbance occurring on the street. He gave his numbers: (305) 579-6111 and (305) 859-2701 and e-mail hmirabile.com; if he is not readily available, to leave message because it is really important to get increased police patrolling. At this point a resident asked



# POINT VIEW

Association, Inc.



COSTA BELLA • BRICKELL SHORES • DAYSHORE PLACE  
BRICKELL BAY TOWERS • POINT VIEW ON THE BAY

if it was possible to get a police car decoy parked on Brickell Bay Drive. Commissioner Plummer said he would ask the City Manager for increased presence and will look into the possibility of a decoy car. In general, he said crime is down both in the county and in City of Miami. Of an average of 133 stolen cars per day, 80% are recovered. For burnt-out street lights call Ramon Ferrer at FPI or report it on-line, and it will be replaced within 72 hours. Regarding the homeless: Only if they trespass to private property or are drinking in the street, call the police and they can be arrested.

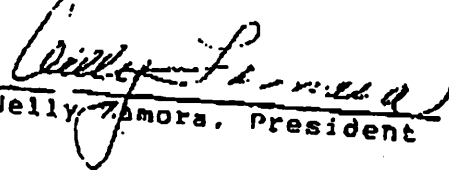
3. STREET TAMERS. Miami-Dade County is considering doing a "speed humps" test to see the results. Commissioner Plummer said that is very annoying to speeders and the Board agreed to have these tested on our street.

4. GUARD HOUSES. Commissioner Plummer stated that people of this area are definitely in favor of the guard houses. He thinks he has convinced the priest at St. Jude's Church that the guard houses will not prohibit people attending services from driving through the area. Jim Kay said that the City of Miami has received the petition and now has to adopt an ordinance. If stacking of cars should occur, the County might decide to keep the stop arms on the up position at certain times of day. The city cannot allow any liability or safety situations. The guards are not allowed to question drivers or pedestrians going through the gates; if they realize or are informed that a crime is in progress they may call and report it to the police. The City has received objections from owners/occupants of properties on 15th Rd. and a public hearing will be held during November.

At closing, Commissioner Plummer said that during the time these projects are in progress he will be happy to meet with the Association every three or four months. He thanked all for their presence.

The Board of Directors followed with a short meeting. The President informed the meeting that the Board and owners of Brickell Harbour will meet on September 24th to vote whether or not to become part of the Special Taxing District. She stressed the importance of reporting crime and violations to the Police. Board members were reelected in their positions and Ms. Liane Martinez was welcomed as new representative for Costa Bella Condominium.

With no other pending matters, the meeting was adjourned.

  
Nelly Tamora, President

  
Esperanza Alfaro, Sec.

28



**Acorn fixture with green Washington fiberglass pole.**

**Washington pole available in green and black.**



4

60



**FPL**

# Facsimile Cover Sheet

SHOULD ORIGINAL COPIES BE DISCARDED?

YES

NO

IF NOT, PLEASE ARRANGE FOR PICK-UP BY NEXT BUSINESS DAY

SUBMITTER'S NAME: \_\_\_\_\_

EXTENSION: \_\_\_\_\_

SEND TO: \_\_\_\_\_

*Anne Sterlman*

TELEPHONE NUMBER: \_\_\_\_\_

COMPANY/DEPARTMENT: \_\_\_\_\_

FACSIMILE PHONE NUMBER: \_\_\_\_\_

FROM: \_\_\_\_\_

*SLM*

DEPARTMENT: \_\_\_\_\_

TELEPHONE NO: \_\_\_\_\_

*552-2549*

FAX NUMBER: \_\_\_\_\_

DATE: \_\_\_\_\_

TIME: \_\_\_\_\_

TOTAL PAGES (INCLUDING THIS SHEET) \_\_\_\_\_

*3*

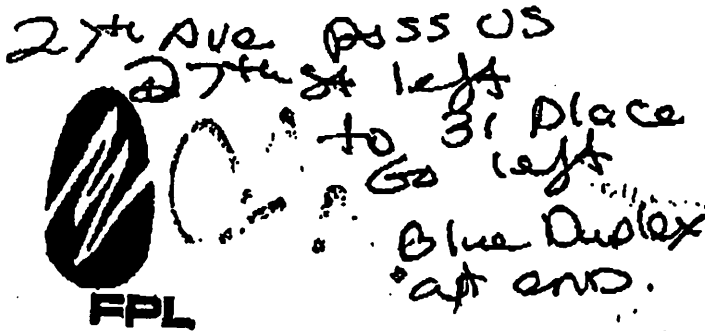
442-1418

Ch-Re:

3142 SW 27th  
terrace

Industrial

poles - you  
requested



P.O. Box 025209, Miami, FL 33102-5209

September 27, 1999

Commissioner J.L. Plummer, Jr.  
P.O. Box 330709  
Miami, FL 33233-0708

Dear Commissioner Plummer:

Thank you for your letter of September 15<sup>th</sup> in reference to recent construction in the area of Southwest 27<sup>th</sup> Terrace. Following are your questions with the corresponding answers. I hope that this leads to a better understanding of the situation.

1. Why was this street chosen for industrial type procedures when the industrial type zoning is one block away?

This street was chosen because it was the most direct and cost effective route to meet the electrical needs of the area and it was also the least intrusive to the neighborhood. The section from 27<sup>th</sup> Avenue to 30<sup>th</sup> Avenue already had an existing pole line and we simply replaced the existing poles to accommodate the new line. From 30<sup>th</sup> Avenue to 32<sup>nd</sup> Court, we replaced 14 existing poles and added 5 new ones.

2. Why were concrete poles placed in the sidewalk?

This is the standard location for new poles as per the FDOT Utility Accommodation Manual. This is done in order to maintain maximum distance to the edge of the pavement.

3. Why was a very large and huge concrete pole put...

3015 SW 27<sup>th</sup> Terrace?

Extended Page

Due to the configuration of the street, (the street is not straight, it jogs), it is necessary to end the line on both sides of 30<sup>th</sup> Avenue. The end poles require either a down guy or a self supporting pole. Down guys could not be installed because of the driveways so the concrete poles had to be used.

an FPL Group company



HLMM GO

NO. 978 P. 373

Page 2  
Commissioner Plummer

4. It has now been 30 days and the repairs to the street, sidewalk and grass areas have not been completed?

Our preparation and restoration efforts for Hurricane Floyd interrupted the progress of our construction activities. I apologize for any inconvenience this may have caused. Restoration was completed on Saturday, September 18<sup>th</sup>.

Thank you for your interests in these issues and feel free to contact me at 305-552-2549 if I can be of further assistance.

Sincerely,  


Eloy Villasuso  
External Affairs Manager

EV/es

71

**Customer Inquiry Response**

**Customer's First Name:** PABLO  
**Last / Business Name:** ACOSTA  
**Alternate Name:**  
**Service Address:** 3030 SW 27TH TER  
MIAMI, FL 39133

**FPSC Log:** 290045E      **Received From:** Kate  
**Account #:** 72644-78244      **Response Type:** Final

PAGE 1 of 2

**Response Comments:**

On November 19, 1999, Ms. Maggie Padron, FPL Supervisor, spoke with Ms. Acosta in response to her FPSC inquiry. Ms. Acosta was concerned with a pole recently placed in front of her property. Ms. Padron advised Ms. Acosta that we would conduct an investigation and respond with the findings.

The addition of a new pole line on SW 27 Terrace in Miami was required to accommodate a feeder tie as part of a new feeder out of Coconut Grove Substation. The new feeder is necessary to bring additional electrical capacity and improve the reliability of this area. This route was chosen because it was the most direct and cost effective route to meet the electrical needs of the area. The original route called for the poles to be installed on the north side of SW 27 Ter. After meeting with a representative for the City of Miami and various customers to discuss alternatives, it was agreed that the south side would be the least intrusive to the neighborhood since there were 10 existing distribution poles and 4 existing street light poles that could be changed out in place and only 5 new poles were needed to accommodate the new line.

Prior to the start of construction of this project, FPL received various complaints from the customers of the area. The designer met on various occasions with the customers of the area and made adjustments to the design to accommodate the customers' requests. At the time, all customers were satisfied with the adjustments made except for Mr. Pablo Acosta who was dissatisfied with a self support pole that was installed in the right of way line on his east property line. This self support pole in front of Mr. Acosta's house was necessary. A down guy was not possible because of an existing driveway, therefore, the self support concrete pole had to be used.

Oscar & Cristina Rodriguez  
3130 S.W. 27<sup>th</sup> Terrace  
Miami, FL 33133  
305-529-5583

9 November 1999

RUSH-OK	TO: <i>Joe GARCIA</i>	FROM: <i>OSCAR RODRIGUEZ</i>	DATE: <i>11/19/99</i>
	FAX #: <i>800-511-0809</i>	FAX #: <i>305-591-9657</i>	PHONE #: <i>305-529-2283 11</i>

Mr. Joe Garcia  
State of Florida  
Public Service Commission  
2540 Shumardoak Blvd.  
Tallahassee, FL 32399

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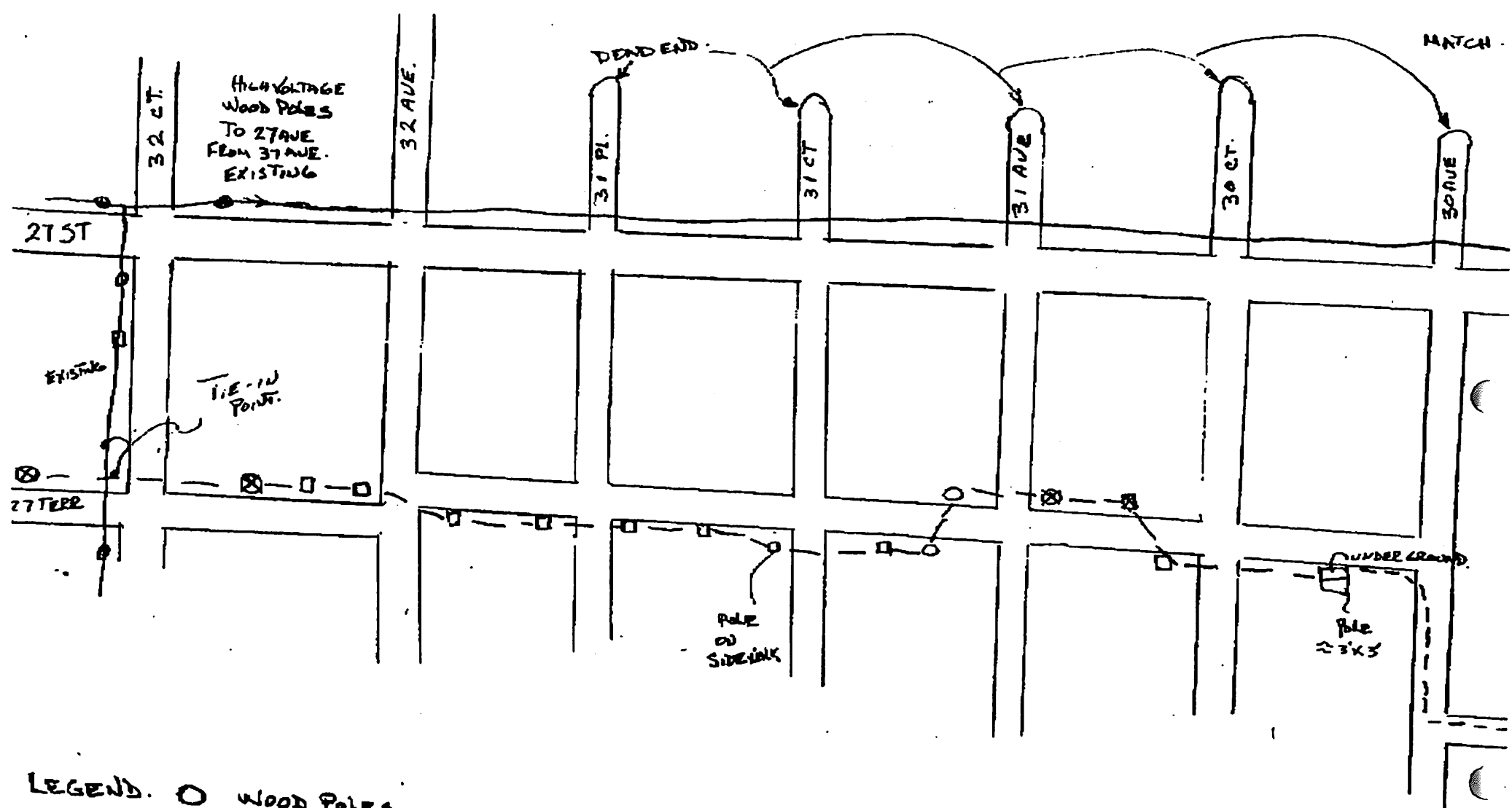
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*Oscar J. Rodriguez & Cristina Rodriguez*  
Oscar J. Rodriguez & Cristina Rodriguez

Enclosures

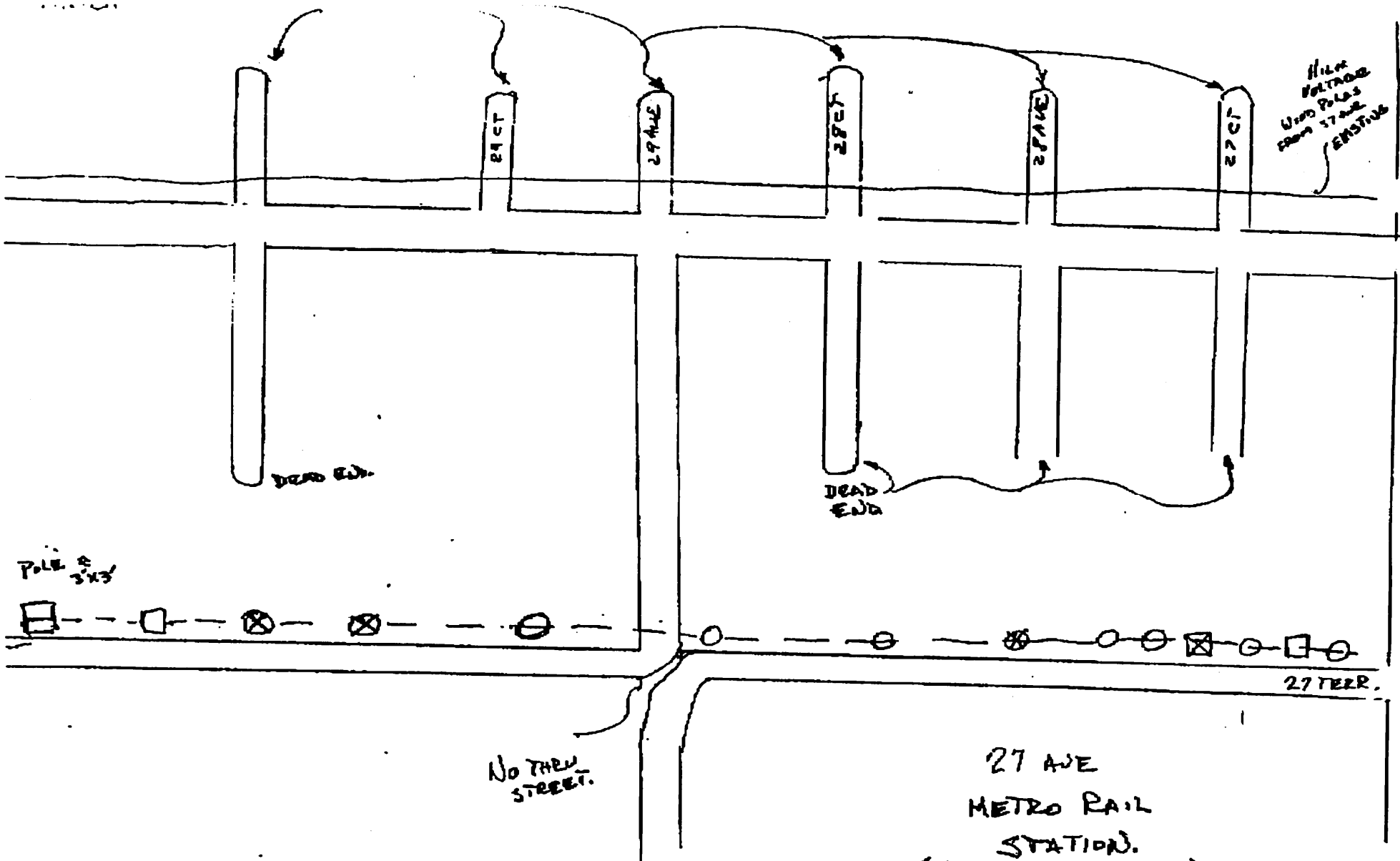
*Rec'd*  
*11-12-99*  
*O. Pena*



- LEGEND.
- WOOD POLES
  - ⊗ WOOD POLES WITH K-FORMERS.
  - 16" X 16" CONCRETE POLES.
  - ▢ 3' X 3' CONCRETE POLES.
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--- NEW HIGH VOLTAGE INSTALLATION.

MATCH



NOTE: THIS INSTALLATION WAS DONE TO SERVE CHURCH @ 32 AVE & 27 TERR AND BLOCK BETWEEN 27 AVE & 29 AVE @ 27 TERR.



# POINT VIEW

Association, Inc.



COSTA BELLA • BRICKELL SHORES • BAYSHORE PLACE  
BRICKELL BAY TOWERS • POINT VIEW ON THE BAY

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# POINT VIEW

Association, Inc.



Page 2

COSTA BELLA • BRICKELL SHORES • DAYSHORE PLACE  
BRICKELL BAY TOWERS • POINT VIEW ON THE BAY

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With no other pending matters, the meeting was adjourned.

  
Nelly Pomora, President

  
Esperanza Alfaro, Sec.



*Acorn fixture with green Washington fiberglass pole.*

*Washington pole available in green and black.*



*✓*



# City of Miami, Florida



J. L. PLUMMER  
CHAIRMAN

P.O. BOX 330708  
MIAMI, FLORIDA 33233-0708  
(305) 250-8333  
FAX (305) 579-3334

September 15, 1999

FP&L  
Mr. Eloy Villasuso  
Governmental Liaison  
9250 W. Flagler Street  
Miami, Florida 33174

Dear Mr. Villasuso,

Today I met at the homes of the residents of SW 27<sup>th</sup> Terrace from 27<sup>th</sup> Avenue to 32<sup>nd</sup> Avenue, who raised questions relating to FP&L's recent changes regarding the utility poles. I must admit from my own personal observation, it is not a pleasing site. I would ask that you respond to the following questions as soon as possible:

1. Why was this street chosen for industrial type procedures when the industrial type zoning is one block away?
2. Why were concrete poles placed in the sidewalks?
3. Why was a very large and huge concrete pole fed from underground, placed in front of 3015 SW 27<sup>th</sup> Terrace?
4. It's now been 30 days and the repairs to the streets, sidewalks and grass areas have not been completed?

I feel the residents have the right the answers to these questions as quickly as possible. Please fax me your response at 305-579-3334. Thank you for your time and consideration.

Sincerely,

Commissioner J.L. Plummer Jr.

cc: Don Warshaw, City Manager  
City of Miami

93



**FPL**

# Facsimile Cover Sheet

SHOULD ORIGINAL COPIES BE DISCARDED? YES  NO

IF NOT, PLEASE ARRANGE FOR PICK-UP BY NEXT BUSINESS DAY

SUBMITTER'S NAME: \_\_\_\_\_ EXTENSION: \_\_\_\_\_

SEND TO: Anne Sterling

TELEPHONE NUMBER: \_\_\_\_\_

COMPANY/DEPARTMENT: \_\_\_\_\_

FACSIMILE PHONE NUMBER: \_\_\_\_\_

FROM: SLM

DEPARTMENT: \_\_\_\_\_

TELEPHONE NO: 552-2549 FAX NUMBER: \_\_\_\_\_

DATE: \_\_\_\_\_ TIME: \_\_\_\_\_

TOTAL PAGES (INCLUDING THIS SHEET) 3

442-1418

Ch-Re: Industrial

3142 SW 27th Terrace

POLES - you REQUESTED

27th Ave pass US  
27th St left  
to 31 Place  
Go left  
Blue Display  
at end.



P.O. Box 025209, Miami, FL 33102-5209

September 27, 1999

Commissioner J.L. Plummer, Jr.  
P.O. Box 330709  
Miami, FL 33233-0708

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3015 SW 27<sup>th</sup> Terrace?

Extended Page

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56

an FPL Group company

U.S. DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
WASHINGTON, D.C. 20535

NO. 978 P. 373

96

Page 2  
Commissioner Plummer

4. It has now been 30 days and the repairs to the street, sidewalk and grass areas have not been completed?

Our preparation and restoration efforts for Hurricane Floyd interrupted the progress of our construction activities. I apologize for any inconvenience this may have caused. Restoration was completed on Saturday, September 18<sup>th</sup>.

Thank you for your interests in these issues and feel free to contact me at 305-552-2549 if I can be of further assistance.

Sincerely

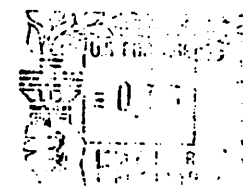


Eloy Villasuso  
External Affairs Manager

EV/es

State of Florida  
**Public Service Commission**

2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850



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UNITED STATES  
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PAID  
TALLAHASSEE  
FLA  
DEC 22 1999

**Hilda Martinez**  
**3069 S.W. 4 Street**  
**Miami, Florida 33135**

NSN

32399-0850  
32399-0850



Miami, Noviembre 4 de 1999.

Sr. Joe Garcia.  
Chairman.

Honorable Comisionado: (Atención Carmencita Peña)

Tengo el gusto de adjuntarle antecedentes en relación con la lucha que tenemos contra la FPL que han destrozado nuestro entorno, especialmente en la calle 27 terrace del SW a partir de la 30 avenida hacia el oeste.

Es nuestro deseo radicar una reclamación para que se remueva el poste que me han plantado frente a mi casa (3030 SW 27 terrace y también frente al 3015 SW 27 terrace). Le envío además la relación de los nombres que han firmado para que el mencionado poste sea removido así como una copia de la fotografía del mismo. En copia de la carta que le escribimos al ex-comisionado Plummer Jr., que también le adjuntamos encontrara los motivos de esta protesta. Los comisionados Jimmy Morales, Tomae regalado y el activo representante Prieguez han dicho que nos apoyan y se han quedado asombrados de este desaguizado.

También le envío copia de un memo pasado por el, (entonces comisionado) plummer JR.

Favor solicitarme cualquier antecedente o aclaracon que necesiten en el presente caso a mi TELEFONO (305)4429993. También a mi celular (305)9755743.

Muy agradecidos por el interes que se tomen por nuestra barriada quedamos de usted atentamente.

*Pablo Acosta*  
Pablo Acosta (por los demás firmantes)  
3030 Sw 27 terrace  
Mia. FL. 33133.  
Tel: (305) 4429993

*At Carmencita Peña*

3  
1  
sr

Miami, octubre 2 de 1999.

Mr J.L.Plummer Jr.

Honorable Comisionado:

En el día de ayer como previamente le comunicamos efectuamos una reunión de vecinos esperando su concurrencia pues habíamos solicitado su presencia y en ningún momento nos comunicó que no podría venir.

Visto el memorándum enviado por UD. al señor Eloy Villasuso con razones tan contundentes, queríamos ratificar tan claro planteamiento con el respaldo de los vecinos al mismo y de esa forma contribuiríamos a darle seguimiento y respaldo a lo planteado por usted que es nuestro comisionado. Desafortunadamente ningún funcionario electo concurrió, suponemos que otros asuntos mas importantes requerían su atención.

Quien si nos visitó y eso después que algunos vecinos se habían marchado, (solamente quedaban los que aparecen en la lista que le enviamos "28") fue el sr Jonny Wiston, (claro este sr. es solo un aspirante) quien dirigió a loa 28 personas, que aun estaban presentes, bellas palabras de solidaridad, por supuesto era todo lo que podía hacer.

Honorable comisionado, le estamos informando que nosotros pediremos por todos los medios que fueren menester, que lo que Ud pregunta en su memorándum de fecha 15 de septiembre sobre lo ilógico de poner un complejo industrial en una zona residencial a una cuadra de distancia donde hay una industrial y sobre el descomunal poste etc. nos gustaría conocer la respuesta, pero mas que nada deseamos la solución por lo que no descansaremos hasta tanto se corrijan los desafueros de una compañía que hasta ahora esta haciendo lo que se le viene en gana. Por qué en los barrios de gente rica no suceden estas cosas?. Acaso no es esto una terrible discriminación?

La FPL ha convertido a nuestra calle en un lugar desagradable para vivir, esperamos una accion consecuente para que seamos amparados contra la desconsideración del pulpo eléctrico

Muy atentamente. *Pablo Acosta*

Nota: le adjuntamos firmas de los frustrados concurrentes a la reunión de ayer efectuada en casa de Pablo Acosta (3030 SW.27 terrace Ph 4429993.)



4  
83



J. L. PLUMMER  
Commissioner

P.O. BOX 330708  
MIAMI, FLORIDA 33233-0708  
305-250-5133  
FAX: 305-579-3334

September 15, 1999

FP&L  
Mr. Eloy Villasuso  
Governmental Liaison  
9250 W. Flagler Street  
Miami, Florida 33174

Dear Mr. Villasuso,

Today I met at the homes of the residents of SW 27<sup>th</sup> Terrace from 27<sup>th</sup> Avenue to 32<sup>nd</sup> Avenue, who raised questions relating to FP&L's recent changes regarding the utility poles. I must admit from my own personal observation, it is not a pleasing site. I would ask that you respond to the following questions as soon as possible:

1. Why was this street chosen for industrial type procedures when the industrial type zoning is one block away?
2. Why were concrete poles placed in the sidewalks?
3. Why was a very large and huge concrete pole fed from underground, placed in front of 3015 SW 27<sup>th</sup> Terrace?
4. It's now been 30 days and the repairs to the streets, sidewalks and grass areas have not been completed?

I feel the residents have the right the answers to these questions as quickly as possible. Please fax me your response at 305-579-3334. Thank you for your time and consideration.

Sincerely,

Commissioner J.L. Plummer Jr.

cc: Don Warshaw, City Manager  
City of Miami

José Manuel Purnis 5

Los abajo firmantes hemos concurrido hoy a la dirección 3030 SW. 27 terrace para protestar por los destrozos hechos por la FPL en la mencionada calle pero a pesar de haber llamado a los honorables comisionados J.L. Plummer, Tomas Regalado, Gama Morales y el representante pliegues para (citados a las 5:30 P hoy viernes) nos hemos quedado con los deseos verlos y enseñarles el poste mas descomunal de todos los barrios de Miami (algunos ya lo han visto) y protestar energicamente. Octubre 1<sup>a</sup> de 1999

ONOFRE M. CUEVAS 3030 SW 27 ST.  
Emiliano Gongally 11 11

George Lopez 3015 SW. 27 Terrace

Milton E. Tanna 2743 SW 30 COURT  
Esperanza Almy 3131 SW. 27 Terrace

WILLIAM GARCIA 3131 SW 27 TERR 305 444-5110  
Martha Rosoy 3069-24 terrace  
Diana Martinez 2415 SW 44th.

ESPERANZA FIDALGO - 2751 SW 30 Court

X Martha Zúñiga (305) 223-5099 ?  
X Rosita Gallego 692-5636 (305)

Dulce M. Costa 3030 SW 27 Terr 442 777

Jabon Uruu 2748 SW 30 court 441 2731

Miguel & Gloria Murray 2773 SW 31 PL 443-50

Leon Regalado 2723 SW 31 PL

Enrique Chery 2785 SW 31 PL

Norma Aguerre 67 NW 33 Ave Miami FL  
José Aguerre " " " " "

Manuel M. Oades 2963 SW 24 ST. 272 45

Esperanza Almy 2485 SW 44th 305-643270  
Miami FL 33135

Estela Decary — 649-4190

Lupita Litalanera — 649-4190

Priscilla Efrain 448-7157

Christina Rodriguez 3130 SW 27 Terr. - 529-2283

Diana Rodriguez 3130 SW 27 Terr. - -

Graciela Carabal 3001 SW 27 Terr. - 441-0055

LEONARDO VAZQUEZ 2311 SW 30 AVE — 461-4175

Anessa M. Loh - 442-1418

Pablo Alessi 3070 SW 27 Terr 39133

6  
74

X MARIO / Estela Diaz — 649-4190  
 Mario D. Salas / Leticia Salas — 649-4190 6  
 Rolando Espinosa / Priscilla Espinosa — 448-7157-547 2386  
 ✓ Cristina Rodriguez 3130 SW 27 Terr. - 529-2283  
 ✓ Oscar Rodriguez 3130 SW 27 Terr. - "  
 Guisela Cantafal 3001 SW 27 Terr. - 441-0055  
 LEONILDO VAZQUEZ 2911 SW 30 AVE — 461-4175

/ Arissa M. Lill - 442-1418  
 Pablo Acosta 3070 SW 27 Terr 33133  
 305-442-9993

1- MARTHA URQUIAGA - ?  
 11800 SW. 18<sup>th</sup> ST APT 303  
 SHE'S OUT OF TOWN. OR DOCK MUNDAY!  
33175

2- ROSITA GALLEGO.  
 2485 SW 4<sup>th</sup> ST MIAMI, FL. 33135

3- ESTELA DIAZ / MARIO.  
 140 NW 32 AVE MIAMI, FL 33125

4- ROLANDO ESPINOSA - ? NOBODY ANSWERS? DIC 02.  
 DIC 03. / 130 SW 32 AVE 33135

5- CRISTINA / OSCAR RODRIGUEZ - ? NOBODY ANSWERS?  
 305-529 2283  
 3130 SW 27 Terr.  
 Miami 33133