

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of ALOHA )  
UTILITIES, INC. for an increase )  
in water rates for its Seven )  
Springs System in Pasco County, )  
Florida. )  
\_\_\_\_\_ )

DOCKET NO. 010503-WU

**ALOHA’S OBJECTIONS TO OPC’S  
SECOND SET OF INTERROGATORIES (NOS. 59-69)**

ALOHA UTILITIES, INC. (“Aloha” or “Utility”), by and through undersigned counsel, hereby files Aloha’s Objections to OPC’s Second Set of Interrogatories (Nos. 59-69), and in support thereof would state as follows:

Interrogatory No. 59:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

This interrogatory is vague, burdensome, oppressive, and not reasonably calculated to lead to the discovery of admissible evidence. This interrogatory would require an astonishing amount of work and is comprised of an incalculable number of sub-parts. This interrogatory requests records which exceed the time records are required to be kept by the utility and would probably, in and of itself, exceed the number of interrogatories allowed by the Procedure Order. At least a part of the information is information not normally retained or kept by the utility, and much of the information could be as easily calculated by OPC as by Aloha. The interrogatory lacks reasonable temporal parameters.

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Interrogatory No. 60:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

This interrogatory is vague, burdensome, oppressive, and not reasonably calculated to lead to the discovery of admissible evidence. This interrogatory would require an astonishing amount of work and is comprised of an incalculable number of sub-parts. This interrogatory requests records which exceed the time records are required to be kept by the utility and would probably, in and of itself, exceed the number of interrogatories allowed by the Procedure Order. At least a part of the information is information not normally retained or kept by the utility, and much of the information could be as easily calculated by OPC as by Aloha. The interrogatory lacks reasonable temporal parameters.

Interrogatory No. 61:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

This interrogatory is vague, burdensome, oppressive, and not reasonably calculated to lead to the discovery of admissible evidence. This interrogatory would require an astonishing amount of work and is comprised of an incalculable number of sub-parts. This interrogatory requests records which exceed the time records are required to be kept by the utility and would probably, in and of itself, exceed the number of interrogatories allowed by the Procedure Order. At least a part of the information is information not normally retained or kept by the utility, and much of the information could be as easily calculated by OPC as by Aloha. The interrogatory lacks reasonable temporal parameters.

Interrogatory No. 62:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

This interrogatory is vague, burdensome, oppressive, and not reasonably calculated to lead to the discovery of admissible evidence. This interrogatory would require an astonishing amount of work and is comprised of an incalculable number of sub-parts. This interrogatory requests records which exceed the time records are required to be kept by the utility and would probably, in and of itself, exceed the number of interrogatories allowed by the Procedure Order. At least a part of the information is information not normally retained or kept by the utility, and much of the information could be as easily calculated by OPC as by Aloha. The interrogatory lacks reasonable temporal parameters.

Interrogatory No. 63:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

This interrogatory is vague, over-broad, and not phrased so that Aloha can reasonably frame a response. The interrogatory asks for information not retained by Aloha, and information which it is not required to retain. The definition of “neighborhood” is vague. By some definitions, there may be as many of 20 “neighborhoods” in a single subdivision.

Interrogatory No. 64:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

This interrogatory is vague, over-broad, oppressive, and not reasonably calculated to lead to the discovery of admissible evidence. The interrogatory requests information not kept or required to be kept or calculated by the utility. The interrogatory is burdensome. Aloha cannot retrieve the information with its present computer programs.

Interrogatory No. 65:

- Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

Interrogatory No. 66:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

The interrogatory is vague, and not reasonably phrased so that Aloha can frame a response. The definition of “ERCs” is ambiguous, unclear, and vague.

Interrogatory No. 67:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

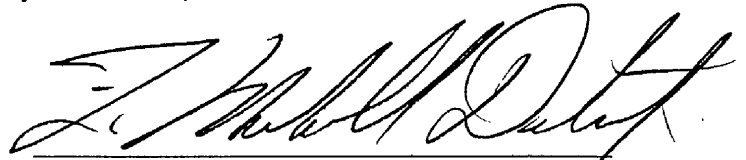
Interrogatory No. 68:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

Interrogatory No. 69:

Objection. The Order Establishing Procedure entitles each party to serve up to 100 “interrogatories, including all sub-parts”. This interrogatory exceeds 100, including sub-parts.

RESPECTFULLY SUBMITTED this 8<sup>th</sup> day of October, 2001.



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**CERTIFICATE OF SERVICE**

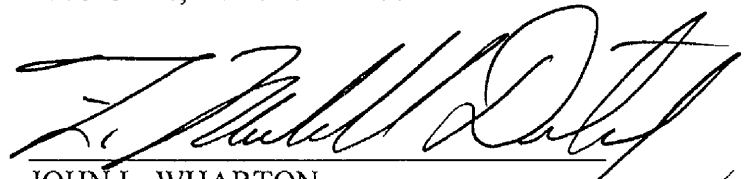
I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by regular U.S. Mail or Hand Delivery (\*) to the following on this 8<sup>th</sup> day of October, 2001:

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