



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

**DATE:** July 29, 2002  
**TO:** Division of the Commission Clerk and Administrative Services  
**FROM:** Office of the General Counsel (Gervasi) *GG*  
**RE:** Docket No. 020413-SU - Initiation of show cause proceedings against Aloha Utilities, Inc. in Pasco County for failure to charge approved service availability charges, in violation of Order No. PSC-01-0326-FOF-SU and Section 367.091, Florida Statutes.

Please file the attached memorandum dated July 25, 2002, in the docket file for the above-referenced docket.

RECEIVED-TPSC  
JUL 29 AM 10:39  
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RG/dm

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

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## Rosanne Gervasi

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**From:** Ralph Jaeger  
**Sent:** Thursday, July 25, 2002 11:52 AM  
**To:** 'akurien@attglobal.net'  
**Cc:** Rosanne Gervasi  
**Subject:** FW: Concern over Aloha



Letter to PSC about  
Impact Fee

I have forwarded your e-mail to Rosanne Gervasi, a fellow staff member and attorney who is handling the problem of Aloha not having implemented the increased service availability charges in a timely manner.

-----Original Message-----

**From:** Ralph Jaeger  
**Sent:** Thursday, July 25, 2002 11:40 AM  
**To:** Rosanne Gervasi  
**Subject:** FW: Concern over Aloha

FYI -- I believe that it is best for you to have this.

-----Original Message-----

**From:** Michelle Watson-Livingston  
**Sent:** Thursday, July 25, 2002 11:35 AM  
**To:** Ralph Jaeger  
**Subject:** FW: Concern over Aloha

This message looks like it's meant for you, if it is not please let me know. Thanks  
Michelle

-----Original Message-----

**From:** V. Abraham Kurien [mailto:akurien@attglobal.net]  
**Sent:** Thursday, July 25, 2002 11:26 AM  
**To:** contact@psc.state.fl.us  
**Subject:** Concern over Aloha

Abraham Kurien,  
1822 Orchardgrove Ave  
New Port Richey

To Ralph Jaeger  
Public Service Commission  
Tallahassee, FL

Hello Atty Jaeger,

I am forwarding to you by e-mail, a letter that I have sent you, because of my concern about the urgency of the situation.

I hope to hear from you.

Thank you.

Abe Kurien

V. Abraham Kurien M.D.  
1822 Orchardgrove Avenue,  
NEW PORT RICHEY, FL 34655-4716  
(727) 376-9747

Atty Ralph Jaeger,  
Public Service Commission  
2540 Shumard Oak Blvd  
TALLAHASSEE, FL 32399-0850

July 25, 2002

Dear Atty Jaeger,

I have received your letter of July 11, 2002. Thank you also for the copy of the Staff Recommendations filed on the same date on the Stay Order requested by Aloha.

I was out of town for a week. When I came back I was shocked by a newspaper article in the St. Petersburg Times with the headline: **Aloha's impact Fee glitch is costly.** I understand from the article that Aloha did not collect the increased impact fee that the PSC had ordered it to charge from March 2001. Further the article said "Aloha president Stephen Watford said Wednesday that Aloha prepared all the documents to change the fee, but one page inadvertently got left out. *Watford said the PSC then approved the change without noticing the missing page*".

The article goes on to say that Aloha and PSC are negotiating a settlement and that PSC is considering fining Aloha. Aloha is supposed to have offered to accept a fine of \$2500!

From all the evidence that I have collected from the hearings of the PSC in the past, I note Aloha has been extremely cagey about its financial dealings, its submission of expenses and that PSC has had to take action about its financial and accounting irregularities in the past. Is this one more example of Aloha claiming it was all a mistake?

Aloha has shown extreme degrees of ineptitude in the management of its financial affairs, has ignored many orders of the PSC and still continues to be in business to the detriment of its customers from whom it is now trying to collect the money it should have collected from builders.

As a customer of Aloha Utilities I object to the PSC making any settlement with Aloha about this \$600,000 uncollected impact fees and its attempt to collect from its present customers *any amount whatsoever* towards this omission of the Utility and the PSC. It can be and should be met from the 10% return the Utility gets from its operation.

If Aloha is allowed to collect this amount through rate increases, then the PSC will have failed the customers of Aloha just as much as the Utility has done in so many ways in the past.

Please let me know the true facts in this situation, as I tend to be very cautious of newspaper articles.

Yours sincerely,

V. Abraham Kurien, M.D.