

State of Florida



ORIGINAL

Public Service Commission

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

RECEIVED-FPSC

SEP 17 AM 9:41

COMMISSION
CLERK

DATE: September 17, 2003
TO: Division of Commission Clerk and Administrative Services
FROM: Sam Merta (Professional Accountant Specialist) *SM*
RE: Docket No. 030106-SU

Attached are three letters. The first is a July 2, 2003 letter from Martin S. Friedman, Rose, Sundstrom & Bentley, LLP, to Marshall Willis, Division of Economic Regulation, commenting on the staff report in the Environmental Protection Systems of Pine Island, Inc. staff assisted rate case. The second is a July 18, 2003 letter from Martin S. Friedman to Sam Merta, Division of Economic Regulation, requesting recovery of telephone answering services. The third is an August 8, 2003 facsimile from Martin S. Friedman to Sam Merta amending the schedule of rate case expense. Please include these letters in the above docket file.

cc: Division of Economic Regulation (Rendell)

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC
OTH _____

DOCUMENT NUMBER DATE

08814 SEP 17 8

FPSC-COMMISSION CLERK

LAW OFFICES
ROSE, SUNDSTROM & BENTLEY, LLP

2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

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ROBERT M. C. ROSE, OF COUNSEL
WAYNE L. SCHIEFELBEIN, OF COUNSEL

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REPLY TO ALTAMONTE SPRINGS

CENTRAL FLORIDA OFFICE
600 S. NORTH LAKE BLVD., SUITE 160,
ALTAMONTE SPRINGS, FLORIDA 32701
(407) 830-6331
FAX (407) 830-8522

MARTIN S. FRIEDMAN, P.A.
VALERIE L. LORD, OF COUNSEL
(LICENSED IN TEXAS ONLY)

July 18, 2003

Ms. Sam Merta
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

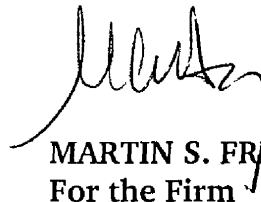
Re: Docket No. 030106-WS; Application for Staff-Assisted Rate Case by
Environmental Protection Systems of Pine Island, Inc.
Our File No.: 31099.03

Dear Sam:

I know that Kevin Cherry has previously mentioned to you that Environmental Protection Systems of Pine Island, Inc. (EPS) had contacted telephone answering services to handle the emergency and after hour calls. Enclosed is a rate sheet from a telephone answering service, and EPS is requesting that the Commission include \$70.00 per month for this service.

Should you have any questions regarding this matter, please do not hesitate to give me a call.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/dmp
Enclosure

cc: Mr. Kevin Cherry (w/o enclosure)

03 JUL 21 11:10:35
EDUCATION CONSULTATION

Dena's Secretarial Services

277-3800

2180 West First Street #501
Ft. Myers, FL 33901

Office: 239-~~331-8889~~
Fax: 239-277-5182

Answering Service Rates

Live Operator Rates:

Standard package base rate: Billed every 28 days. Receive the first 60 minutes free and pay 70 cents per minute thereafter.

\$70.00 base rate
*First 60 minutes free
*Then 70 cents per minute

To begin service a deposit of \$70.00 along with the first 28 day cycle base rate (to be pro-rated).

Additional Services Available

Call Patching

When clients may require being directly connected to your office immediately

\$.25 per patch

Fax Messages (Unlimited)

\$12.00 per billing

E-Mail Messages (Unlimited)

A list of all messages, delivered or not delivered can be scheduled to come to you via fax or e-mail

\$ 5.00 per billing
(per address)

Voice Mail w/Live Operator Option

Having voice mail initially answering your calls while giving the caller the option to press 0 for operator helps limit money spent on operator time. This can be detailed to your needs by asking caller to press 0 only for emergent calls or any specifications you would like. You can allow caller to leave a message in voice mail or just use it as an announcement.

\$.10 per minute

Voice Mail for Message Delivery only

Another way to limit money spent on operator time is message retrieval via voice mail. You can elect to have operators download your messages to voice mail after speaking with your clients. Voice mail can also notify you via pager or phone of any messages.

\$10.00 per billing

E-Voicelink

Another option for message retrieval. Operators can download your messages to voice mail which in turn will convert the message to a .wav file and e-mail to you.

\$10.00 per billing
(per address)

Holidays

Service on the following 7 days though out the year will be at the additional cost of \$10.00 per holiday: New Year's Day, Easter Day, July 4th, Thanksgiving Day & Day after, Christmas Eve & Christmas Day. If you elect not to have holiday service, calls will be diverted to voice mail stating that office is closed on that day.

\$10.00 per holiday

Alpha Paging of Messages

FREE

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MARTIN S. FRIEDMAN, P.A.
VALERIE L. LORD, *OF COUNSEL*
(LICENSED IN TEXAS ONLY)

July 2, 2003

HAND DELIVERY

Mr. Marshall Willis, Bureau Chief
Division of Economic Regulation
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: Docket No. 030106-WS; Application for Staff-Assisted Rate Case by
Environmental Protection Systems of Pine Island, Inc.
Our File No.: 31099.03

Dear Marshall:

I have reviewed the June 16, 2003, Staff Report with the Utility, and I am compelled to address several erroneous statements and conclusions in that report. The most obvious mistake is Issue 5 which recommends the imputation of a gain on sale for property which was never owned by the Utility. The Staff Report correctly points out that the land was recorded on the books of Cherry Estates which leased the property to the Utility for \$10,000 a year. In connection with an Application for Amendment of its Certificate filed in Docket No. 910728-SU, the Commission acknowledged that the Utility did not own the land and approved the aforementioned Lease. Specifically, in connection with that Application, the Staff wrote the Utility's lawyer on July 9, 1991, citing deficiencies in the Application. That letter is Document 07003-91 filed in that docket on July 11, 1991. On July 19, 1991, the Utility filed its response (Document 07344-91) which included a copy of the 99-Year Lease Agreement for the plant site. The Commission subsequently issued Order No. 25083 on September 20, 1991, acknowledging that the Utility had complied with the requirements of Rule 25-30.036, Florida Administrative Code, with regard to its rights and the land upon which wastewater treatment plant was located. Unfortunately, a

03 JUL -2 PM 3:27
ECONOMIC REGULATION

Mr. Marshall Willis, Bureau Chief

July 2, 2003

Page 2

reference in that Order erroneously refers to the Utility's ownership of the land but does tie that statement into the requirements of Rule 25-30.036, Florida Administrative Code, which sets forth alternatives to land ownership.

It is illogical that rates be set on an original cost basis and yet the customers believe they have an interest in the assets at their fair value.

The Staff has selectively relied upon a 1996 Southern States rate case and has ignored the large majority of decisions to the contrary. It is the shareholders that bear the risk of loss on their investments, not ratepayers. Order No. PSC-93-0301-FOF-WS. Shortly thereafter this Commission stated: "The property rights that rest in the ownership of the utility land and facilities are constitutionally protected. To deny this property interest would constitute an unconstitutional taking by this Commission." Order No. PSC-93-1821-FOF-WS. In that case, this Commission further stated:

"We find that a refund to the customers or off-set of connection fees is not appropriate because customers of utilities do not have any proprietary claim to utility assets. Although customers pay a return on utility investments through rates for service, they do not have any ownership rights to the assets, whether contributed or paid for by utility investment."

These statements by this Commission follow longstanding precedence established by the United States Supreme Court in Board of Public Utility Commissioner v. New York Telephone Company, 271 U.S. 23 (1926), that customers pay for service, not for the property used to render it. "By paying bills, they (customers) do not acquire any interest, legal or equitable, in the property used for their convenience or in the funds of the company."

The Staff places some reliance on the fact that the annual report included \$2,000 in the account titled "Land and Land Rights". That was obviously an error which has since been corrected. From my review of Order No. 8507, which was the last rate case for this Utility System (and prior to reorganization), it is unclear as to whether any land costs are included in rate base. Further, you will note that the Order does clearly show that the Utility plant was only 50% used and useful; and thus, even

Mr. Marshall Willis, Bureau Chief
July 2, 2003
Page 3

if it were included in rate base, the Utility was only earning a return on 50% of it. Thus, even under the Staff's analysis, only one half of the gain should be credited to customers.

In Issue 9, the Staff reduces the President's salary as a result of reducing the hourly rate from 46.08 per hour to 22.43 per hour. The Staff based that amount by utilizing an average salary based upon a 1998 water utility compensation survey and then adjusted that amount for inflation. In doing so, the Staff has lost sight of the fact that the determination of the average obviously reflects salaries both higher and lower. If the Staff were to utilize the average on consistent basis, then ultimately the average will be both the high and the low end of the range. I believe that the salary of the Utility President, who spends approximately the same amount of time as the President did in Order PSC-99-2116-PAA-SU, in which the Commission determined a \$30.00 per hour fee to be reasonable, is reasonable. If you adjust that hourly rate by inflation, the result is a little over \$35.00 an hour which is a more reasonable rate for the President of EPS. I note from the Lee County government website that a superintendent for the Utility Department, with less responsibilities than Mr. Cherry, can make up to \$32.26 per hour.

The Staff Report does not include the rate case expense for this firm and I have enclosed a Schedule of Actual and Estimated Rate Case Expense. The current estimated amount is pretty consistent with that approved by the Commission in connection with the River Ranch Water Management, LLC, staff-assisted rate case, which was recently concluded.

Included in miscellaneous expenses are bank fees which the Auditor estimated at \$30.00 per month or \$360.00 annually. Attached is a copy of a letter from the Utility's bank, SunTrust, which estimates a bank fee of \$53.00 per month or \$636.00 annually.

As noted in the Staff Report, the Utility, in addition to paying the County's service availability charges for current customers, is required to pay 50% of the County's service availability charge for future customers. That plant is determined to be non used and useful and we believe that it is appropriate for the Commission to establish an AFPI charge pursuant to Rule 25-30.434, Florida Administrative Code.

Mr. Marshall Willis, Bureau Chief
July 2, 2003
Page 4

Should you or the Staff have any questions regarding these comments, please do not hesitate to give me a call.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF:dmp
Enclosure

cc: Mr. Kevin J. Cherry (w/enclosure)
Jennifer Brubaker, Esquire (w/enclosure) (via hand delivery)
Ms. Sam Merta (w/enclosure) (via hand delivery)

ENVIRONMENTAL PROTECTION SYSTEMS OF PINE ISLAND, INC.
 SCHEDULE OF ACTUAL AND ESTIMATED RATE CASE LEGAL EXPENSE
 ASSUMING RESOLUTION AT PAA
 DOCKET NO.: 030106-SU

ROSE, SUNDSTROM & BENTLEY, LLP

ACTUAL BILLINGS

<u>Month of Service</u>	<u>Invoice Date</u>	<u>Time Charges</u>	<u>Expenses</u>	<u>Total</u>
November 2002	12/18/02	\$ 30.00	\$ 0.00	\$ 30.00
December 2002	01/24/03	\$ 105.00	\$ 2.25	\$ 107.25
January 2003	02/19/03	\$ 15.00	\$ 0.00	\$ 15.00
March 2003	04/11/03	\$ 565.00	\$ 6.50	\$ 571.50
April 2003	05/19/03	\$ 225.00	\$ 24.00	\$ 249.00
TOTAL ACTUAL BILLINGS THROUGH 05/19/03		\$ 940.00	\$ 32.75	\$ 972.75
May 2003	UNBILLED	\$ 180.00	\$ 3.75	\$ 183.75

ESTIMATE TO COMPLETE THROUGH PAA

Review preliminary Staff Report and Notice of Customer Meeting and telephone conference with clients regarding same; Research and draft response to preliminary Staff Report; Travel to Lee County and confer with client and attend Customer Meeting; Respond to Staff request regarding rate case expense including telephone conferences with client; Review staff recommendation and conferences with client concerning same; Travel to Tallahassee and attend PSC Agenda Conference; Review PAA Order; draft revised Tariffs and miscellaneous post PAA matters - 32.0 hours

Total Estimate to Complete	\$ 4,800.00	\$ 450.00	\$ 5,250.00
TOTAL ACTUAL & ESTIMATED LEGAL EXPENSE	\$ 5,920.00	\$ 486.50	\$ 6,406.50

LAW OFFICES

ROSE, SUNDBSTROM & BENTLEY, LLP

P. O. BOX 1567
TALLAHASSEE, FLORIDA 32302-1567

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER
WHEN REMITTING

F.E.I. # 59-2783536
ENVIRONMENTAL PROTECTION SYSTEMS
C/O MR. KEVIN CHERRY
3039 YORK RD
ST JAMES CITY, FL 33956

INVOICE # 26075
DECEMBER 18, 2002
FILE # 31099-0003

PAGE 1

MATTER	PSC RATE CASE		
11/27/02	REVIEW PROPOSED SARC APPLICATION.	0.20 0.20	30.00
TOTAL STATEMENT			\$30.00

PLEASE REFER TO INVOICE # WHEN REMITTING

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P. O. BOX 1567
TALLAHASSEE, FLORIDA 32302-1567

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER
WHEN REMITTING

F.E.I. # 59-2783536

ENVIRONMENTAL PROTECTION SYSTEMS
C/O MR. KEVIN CHERRY
3039 YORK RD
ST JAMES CITY, FL 33956

INVOICE # 26251
JANUARY 24, 2003
FILE # 31099-0003

PAGE 1

MATTER	PSC RATE CASE		
12/10/02	REVIEW APPLICATION AND TELEPHONE CONFERENCE WITH MR. CHERRY CONCERNING SAME.	0.30	
12/16/02	REVIEW PROPOSED LETTER TO PSC WITH STAFF ASSISTED RATE CASE APPLICATION AND TELEPHONE CONFERENCE WITH MR. CHERRY CONCERNING SAME.	0.20	
12/18/02	REVIEW RATE CASE INTRODUCTION LETTER; TELEPHONE CONFERENCE WITH CLIENT RE: SAME.	0.20	
		0.70	105.00
	LONG DISTANCE CALLS	2.25	
	TOTAL COSTS ADVANCED		2.25
	TOTAL STATEMENT		\$107.25

PLEASE REFER TO INVOICE # WHEN REMITTING

LAW OFFICES
ROSE, SUNDSTROM & BENTLEY, LLP

P. O. BOX 1567
TALLAHASSEE, FLORIDA 32302-1567

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER
WHEN REMITTING

F.E.I. # 59-2783536

ENVIRONMENTAL PROTECTION SYSTEMS
C/O MR. KEVIN CHERRY
3039 YORK RD
ST JAMES CITY, FL 33956

INVOICE # 26384
FEBRUARY 19, 2003
FILE # 31099-0003

PAGE 1

MATTER	PSC RATE CASE		
01/02/03	REVIEW PSC RATE CASE LETTER.	0.10	
		0.10	15.00
	TOTAL STATEMENT		\$15.00

PLEASE REFER TO INVOICE # WHEN REMITTING

LAW OFFICES

ROSE, SUNDSTROM & BENTLEY, LLP

P. O. BOX 1567
TALLAHASSEE, FLORIDA 32302-1567

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER
WHEN REMITTING

F.E.I. # 59-2783536

ENVIRONMENTAL PROTECTION SYSTEMS
C/O MR. KEVIN CHERRY
3039 YORK RD
ST JAMES CITY, FL 33956

INVOICE # 26670
APRIL 11, 2003
FILE # 31099-0003

PAGE 1

MATTER	PSC RATE CASE		
03/11/03	TELEPHONE CONFERENCE WITH MR. CHERRY WHO TELEPHONED REGARDING OWNERSHIP OF REAL ESTATE ISSUES.	0.80	
03/13/03	TELEPHONE CONFERENCE WITH PSC ATTORNEY BRUBAKER REGARDING REAL ESTATE ISSUE; LETTER TO MR. CHERRY CONCERNING SAME; LETTER TO CHAIRMAN, LEE CO. COMMISSION; LETTER TO PSC ENGINEER RE: VISIT; LETTER TO MR. CHERRY RE: LAND OWNERSHIP.	0.90	
03/17/03	TELEPHONE CONFERENCE WITH MR. ELLIOTT WHO TELEPHONED REGARDING STATUS OF ENGINEERING INFORMATION REQUESTED BY STAFF.	0.30	
03/18/03	TELEPHONE CONFERENCE WITH MR. CHERRY AND MS. HOPPER WHO TELEPHONED.	0.30	
03/19/03	REVIEW DOCUMENTS FROM MS. CHERRY AND RESEARCH PSC DOCKETS AND LETTER TO KEVIN CHERRY REGARDING LAND OWNERSHIP.	1.00	
03/21/03	RESEARCH ARCHIVED PSC FILE FOR DEED SUBMITTED IN DOCKET 910728 FROM PSC.	1.40	
		4.70	565.00
	TELECOPIER	2.00	
	PHOTOCOPIES	4.50	
	TOTAL COSTS ADVANCED		6.50
	TOTAL STATEMENT		\$571.50

PLEASE REFER TO INVOICE # WHEN REMITTING

LAW OFFICES

ROSE, SUNDBSTROM & BENTLEY, LLP

P. O. BOX 1567

TALLAHASSEE, FLORIDA 32302-1567

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER
WHEN REMITTING

F.E.I. # 59-2783536

ENVIRONMENTAL PROTECTION SYSTEMS
C/O MR. KEVIN CHERRY
3039 YORK RD
ST JAMES CITY, FL 33956

INVOICE # 26840
MAY 19, 2003
FILE # 31099-0003

PAGE 1

MATTER PSC RATE CASE

04/07/03	TELEPHONE CONFERENCE WITH MR. CHERRY WHO TELEPHONED REGARDING VARIOUS ISSUES.	0.30	
04/23/03	SEVERAL TELEPHONE CONFERENCES WITH MR. CHERRY WHO TELEPHONED; TELEPHONE CONFERENCE WITH MS. WELCH AT PSC REGARDING AUDIT.	0.70	
04/30/03	REVIEW PSC AUDIT.	0.50	
		1.50	225.00
	LONG DISTANCE CALLS	1.00	
	PHOTOCOPIES	2.00	
	PHOTOCOPIES	11.00	
	LEXIS SERVICE	10.00	
	TOTAL COSTS ADVANCED		24.00
	TOTAL STATEMENT		\$249.00

PLEASE REFER TO INVOICE # WHEN REMITTING

06/24/03

ROSE, SUNGSTROM & BENTLEY
DRAFT STATEMENT

12:48:03 06/24/03
PAGE 1

CLIENT# 31099 ENVIRONMENTAL PROTECTION SYSTEMS
MATTER# 3 PSC RATE CASE

OPENED 07/24/97
FEE TARGET 0.00
MATTER AMOUNT 0.00

** UNBILLED HOURS & FEES *****

INIT DATE	HOURS DESCRIPTION	RATE	FEES	CUMULATIVE TAX	CODE	LOC	SEQ	JOB
05/02/03	0.30 TELEPHONE CONFERENCE WITH MR. CHERRY	150.00	45.00	45.00	6		29	H000
REGARDING PSC AUDIT.								
05/03/03	0.30 TELEPHONE CONFERENCE WITH MR. CHERRY	150.00	135.00	180.00	5		30	H000
REGARDING AUDIT REPORT; DRAFT RESPONSE TO AUDIT REPORT.								

TOTAL HOURS 1.20

TOTAL FEES

180.00

** UNBILLED DISBURSEMENTS *****

INIT DATE	DETAILS	REFERENCE	AMOUNT	TAX	CUMULATIVE	TYPE	SEQ	JOB
05/25/03	PHOTOCOPIES		2.00		2.00	20	19	0000
06/01/03	LONG DISTANCE CALLS		1.75		3.75	1	20	0030

TOTAL DISBURSEMENTS

3.75

SunTrust Bank
Mail Code FL-Pine Island-0089
10292 Stringfellow Road
St. James City, Florida 33556
Tel 239-283-1064
Fax 239-283-4472

Belinda Marud
Branch Manager

SUNTRUST

June 30, 2003

EPS
Attn: Sue Hopper

Dear Sue:

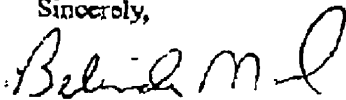
The Total Business Banking account offers 250 items deposited and cashed at no charge for the account. Each item thereafter is .25 each. Based on 462 items being deposited and 10 checks being written per month the monthly maintenance fee will be \$53.00.

250 computer checks can be purchased for \$59.00 and 300 deposit slips will cost \$46.00.

I have attached a fee schedule for your convenience.

Please feel free to call me at 239-283-1054 any time I can offer assistance.

Sincerely,



Belinda Marud
Branch Manager

LAW OFFICES
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2548 BLAIRSTONE PINES DRIVE
TALLAHASSEE, FLORIDA 32301

CHRIS H. BENTLEY, P.A.
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DAVID F. CHIBSTER
F. MARSHALL DRIPPING
JOHN R. JENKINS, P.A.
STEVEN T. MINDLIN, P.A.
DAREN L. SHIPPY
WILLIAM E. SUNDSTROM, P.A.
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CENTRAL FLORIDA OFFICE
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(407) 830-6331
FAX (407) 830-8522

REPLY TO ALTAMONTE SPRINGS

MARTIN S. FRIEDMAN, P.A.
VALERIE L. LORD, *OF COUNSEL*
(LICENSED IN TEXAS ONLY)

August 8, 2003

VIA FACSIMILE

Ms. Sam Merta
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

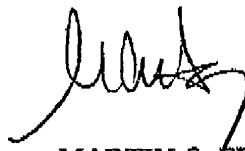
Re: Docket No. 030106-WS; Application for Staff-Assisted Rate Case by
Environmental Protection Systems of Pine Island, Inc.
Our File No.: 31099.03

Dear Sam:

In accordance with our telephone conference yesterday, enclosed is an Amended Schedule of Legal Rate Case Expense in the EPS SARC. You will note that a substantial amount of time is involved in attending the Agenda Conference, which I would generally divide among the clients for whom I am appearing. I anticipate a couple of issues in this SARC which will require attendance and argument at the Agenda Conference, and at this point, I do not appear to have any matters for any other clients on that Agenda.

Should you have any questions regarding this matter, please do not hesitate to give me a call.

Very truly yours,



MARTIN S. FRIEDMAN
For the Firm

MSF/dmp
Enclosure

cc: Mr. Kevin Cherry (w/enclosure)

ENVIRONMENTAL PROTECTION SYSTEMS OF PINE ISLAND, INC.
 AMENDED SCHEDULE OF ACTUAL AND ESTIMATED RATE CASE LEGAL EXPENSE
 ASSUMING RESOLUTION AT PAA
 DOCKET NO.: 030106-SU

ROSE, SUNDSTROM & BENTLEY, LLP

ACTUAL BILLINGS

<u>Month of Service</u>	<u>Invoice Date</u>	<u>Time Charges</u>	<u>Expenses</u>	<u>Total</u>
November 2002	12/18/02	\$ 30.00	\$ 0.00	\$ 30.00
December 2002	01/24/03	\$ 105.00	\$ 2.25	\$ 107.25
January 2003	02/19/03	\$ 15.00	\$ 0.00	\$ 15.00
March 2003	04/11/03	\$ 565.00	\$ 6.50	\$ 571.50
April 2003	05/19/03	\$ 225.00	\$ 24.00	\$ 249.00
May 2003	06/27/03	\$ 180.00	\$ 3.75	\$ 183.75
June 2003	07/17/03	\$ 709.50	\$ 0.00	\$ 709.50
TOTAL ACTUAL BILLINGS THROUGH 05/19/03		\$ 940.00	\$ 36.50	\$ 1,866.00
July 2003	UNBILLED	\$ 454.50	\$ 44.48	\$ 498.98

ESTIMATE TO COMPLETE THROUGH PAA

Review staff recommendation and conferences with client concerning same (1.0 hours); Travel to Tallahassee and attend PSC Agenda Conference (11.0 hours); Review PAA Order and miscellaneous post PAA matters (1.5 hours) - 13.5 hours

Total Estimate to Complete	\$2,025.00	\$ 400.00	\$ 2,425.00
TOTAL ACTUAL & ESTIMATED LEGAL EXPENSE	\$4,309.00	\$ 480.98	\$ 4,789.98

ROSE, SUNDSTROM & BENTLEY
DRAFT STATEMENT

12:55:53 08/08/03
PAGE 1

08/08/03

CLIENT# 31099 ENVIRONMENTAL PROTECTION SYSTEMS
MATTER# 3 PSC RATE CASE

OPENED 07/24/97

INIT DATE	HOURS	DESCRIPTION	RATE	FEES	CUMULATIVE TAX CODE LOC SEQ	JOB
NSF 07/06/03	0.50	ANALYZE PSC STAFF REVENUE CALCULATION AND CALCULATION FROM MR. CHERRY; LETTER TO MR. CHERRY CONCERNING SAME.	165.00	82.50	82.50	0 36 H000
NSF 07/08/03	0.40	TELEPHONE CONFERENCE WITH MR. CHERRY WHO TELEPHONED.	165.00	66.00	148.50	6 37 H000
NSF 07/11/03	0.30	REVIEW MEMO FROM MR. CHERRY REGARDING ADDITIONAL EXPENSES AND TELEPHONE CONFERENCE WITH MR. CHERRY CONCERNING SAME.	165.00	49.50	198.00	0 38 H000
NSF 07/17/03	0.50	REVIEW TELEPHONE ANSWERING AGREEMENT AND TELEPHONE CONFERENCE WITH MR. CHERRY CONCERNING SAME; LETTER TO MS. HERTA AT PSC.	165.00	82.50	280.50	0 41 H000
NSF 07/24/03	0.60	TELEPHONE CONFERENCE WITH MR. RENDELL REGARDING STAFF POSITION; TELEPHONE CONFERENCE WITH MR. CHERRY CONCERNING SAME.	165.00	99.00	379.50	6 39 H000
NSF 07/25/03	0.50	TELEPHONE CONFERENCE WITH MR. CHERRY REGARDING CUSTOMER MEETING.	165.00	82.50	462.00	6 40 H000

TOTAL HOURS 2.80
TOTAL FEES 462.00

LAW OFFICES

ROSE, SUNDSTROM & BENTLEY, LLP

P. O. BOX 1587
TALLAHASSEE, FLORIDA 32302-1587

(850) 877-6555

PLEASE REFER TO INVOICE NUMBER
WHEN REMITTING

F.E.I. # 68-2789538

ENVIRONMENTAL PROTECTION SYSTEMS
C/O MR. KEVIN CHERRY
3039 YORK RD
ST JAMES CITY, FL 33956

INVOICE # 27214
JULY 17, 2003
FILE # 31099-0003

PAGE 1

MATTER

PSC RATE CASE

06/23/03	REVIEW STAFF MEMORANDUM AND LETTER TO MR. CHERRY CONCERNING SAME.	0.70
06/26/03	TELEPHONE CONFERENCE WITH MR. CHERRY AND JOHN (ACCOUNTANT) REGARDING STAFF RECOMMENDATION; RESEARCH AND DRAFT RATE CASE EXPENSE EXHIBIT.	1.30
06/27/03	TELEPHONE CONFERENCE WITH MR. ELLIOTT WHO TELEPHONED.	0.30
06/29/03	FINALIZE RATE CASE EXPENSE EXHIBIT; RESEARCH AND DRAFT RESPONSE TO PRELIMINARY STAFF REPORT.	1.00
06/30/03	TELEPHONE CONFERENCE WITH MR. CHERRY WHO TELEPHONED TO DISCUSS STAFF REPORT; REVISE PROPOSED LETTER IN RESPONSE TO STAFF REPORT.	1.00
		4.30

709.50

TOTAL STATEMENT

\$709.50

PLEASE REFER TO INVOICE # WHEN REMITTING

FEL # 59-2765536

ENVIRONMENTAL PROTECTION SYSTEMS
C/O MR. KEVIN CHERRY
3039 YORK RD
ST JAMES CITY, FL 33956

ROSE, SUNDSTROM & BENTLEY, LLP
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INVOICE # 27102
JUNE 27, 2003
FILE # 31099-0003

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MATTER PSC RATE CASE

05/02/03

TELEPHONE CONFERENCE WITH MR. CHERRY

0.30

05/08/03

REGARDING PSC RATE CASE
TELEPHONE CONFERENCE WITH MR. CHERRY
REGARDING AUDIT REPORT; DRAFT RESPONSE
TO AUDIT REPORT.

0.90

1.20

LONG DISTANCE CALLS

1.75

PHOTOCOPIES

2.00

TOTAL COSTS ADVANCED

3.75

TOTAL STATEMENT

\$183.75

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TOTAL P.06

AUG-08-2003 14:12

ROSE, SUNDSTROM & BENTLEY

407 830 8522 P.06