

File
Records
JASON
(11278)

TX 742 ORIGINAL

CH# 1594
CH \$500.00 (P)
11-25-03
RT

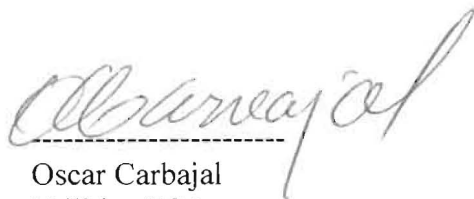
EXPIRE DATE
D401 11-25-03

Attention: Mr Rojas
Attorney
Florida Public Service Commission

030873-TX

Please find a check for the amount of \$500 dollars for the penalty imposed, the reason that the check was not enclosed with the RAF's payment was because the e-mail that you send us implied that we had 14 additional days to make this payment.

Thank you for you attention to this matter



Oscar Carbajal
Utilities USA

AUS _____
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DOCUMENT NUMBER-DATE

12191 DEC-28

FPSC-COMMISSION CLERK

Subj: **FW: PSC Settlement info**
Date: 11/25/2003 12:59:47 PM Eastern Standard Time
From: motolusk@bellsouth.net
To: onodarse@aol.com

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

From: Jason Rojas [mailto:JRojas@PSC.STATE.FL.US]
Sent: Tuesday, November 25, 2003 12:19 PM
To: 'Lusky & Motola, P.A.'
Subject: RE: PSC Settlement info

The item has been deferred, and will likely be heard 12/16. Additionally, our office received Mr. Nodarse's letter and check for the back RAFs however Mr. Nodarse failed to include the \$500 penalty that was assessed in Order No. PSC-01-2411-PAA-TX. Please advise him to take the necessary corrective action, as this was a portion of the proposed settlement agreement.

Jason Rojas

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

From: Lusky & Motola, P.A. [mailto:motolusk@bellsouth.net]
Sent: Tuesday, November 25, 2003 12:09 PM
To: Jason Rojas
Cc: Joe Garcia; Oscar Nodarse
Subject: RE: PSC Settlement info

Jason:

Our client is considering attendance to the public hearing on 12/2/2003. Is that still a possibility?
Bernie Motola

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

From: Jason Rojas [mailto:JRojas@PSC.STATE.FL.US]
Sent: Tuesday, November 25, 2003 9:31 AM
To: 'Lusky & Motola, P.A.'; Jason Rojas
Cc: Joe Garcia; Oscar Nodarse
Subject: RE: PSC Settlement info

The public hearing concerning Utility USA has been deferred from 12/2/2003 to 12/16/2003. Hopefully you will be able to modify your travel plans accordingly.

Jason Rojas
Attorney
Florida Public Service Commission

Subj: **RE: PSC Settlement info**
Date: 11/20/2003 10:05:40 AM Eastern Standard Time
From: JRojas@PSC.STATE.FL.US
To: motolusk@bellsouth.net
CC: onodarse@aol.com

Gentlemen,

The mailing information for the RAF return forms is;

Jason Rojas
Office of the General Counsel
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Again I must emphasize that the RAF amount is variable and will depend upon the income of the company during the stated years. It would be greatly beneficial to have the back RAFs paid before this matter is heard. The Recommendation then provides an additional 14 days from the date of the Consummating Order for the payment of the \$500 penalty imposed for non-payment of RAFs and the \$5000 settlement. The Consummating Order will likely be issued 40 days after the Hearing Date. The recommendation for this matter should be available online by late tomorrow or early Monday morning.

Thank You for your attention in this matter

Jason Rojas
Attorney
Florida Public Service Commission