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IN RE: Petition by Customers of)
ALOHA UTILITIES, INC., for deletion of)
portion of territory in Seven Springs) Docket No. 020896-WS
Area in Pasco County, Florida.)
_____)
IN RE: Application for increase in water)
rates for Seven Springs System in Pasco)
County by **ALOHA UTILITIES, INC.**) Docket No. 010503-WU
_____)

COMMISSION CLERK

ALOHA UTILITIES, INC.'S RESPONSE TO CITIZENS' FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Aloha Utilities, Inc. ("Aloha"), by and through undersigned counsel, hereby files its Response to Citizens' First Request for Production of Documents. These documents will be produced, in the location at which they are kept in the ordinary course of business (or at such other location as mutually agreed upon by the parties) at a time to be mutually agreed upon by the parties.

OBJECTIONS TO INSTRUCTIONS

1. If any document is withheld under any claim of privilege, Aloha will provide

CMP _____ the information required by the Uniform Rules of Procedure and the Florida Rules of Civil
COM _____ Procedure. To the extent instruction number 1 calls for more or different information, Aloha
CTR _____
ECR _____ objects.

2. Aloha objects to the instruction that the discovery is to be answered with
reference to all information ". . . reasonably available to you". To the extent that this
phrase requires the production of documents or information, or places a greater burden

GCL _____

OPC _____

MMS _____

RCA _____

SCR _____

SEC 1 _____

OTH _____

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Rose, Sundstrom & Bentley, LLP
2548 Blairstone Pines Drive, Tallahassee, Florida 32301

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upon Aloha, then required by the Florida Rules of Civil Procedure and the Uniform Rules of Procedure, Aloha objects.

3. Aloha objects to instruction number 4 because it is vague and read literally (if such a literal reading is even possible) renders several of the requests for production nonsensical or, at best, unclear.

OBJECTIONS TO DEFINITIONS

1. Aloha objects to definition number 1 to the extent that it would require the production of documents or material not required to be produced under the Florida Rules of Civil Procedure.

2. Aloha objects to definition number 3 to the extent that it would reach documents in the possession of Aloha's attorneys which are privileged or are otherwise protected from disclosure by Florida law.

3. Aloha objects to definition number 4 to the extent that it would reach documents in the possession of Aloha's attorneys which are privileged or are otherwise protected from disclosure by Florida law.

4. Aloha objects to definition number 5 because it would, read literally, render other portions in the Request for Production (including but not limited to the specific requests themselves) nonsensical or, at best, unclear.

RESPONSE TO DOCUMENT PRODUCTION

1. The documents will be produced to the extent they exist.
2. The documents will be produced to the extent they exist.
3. The documents will be produced to the extent they exist.

4. Objection. This request for production of documents is vague, is not phrased such that Aloha can reasonably respond, and is not reasonably calculated to lead to the discovery of admissible evidence. If the Fire Marshall of Pasco County walked into Aloha and asked for a copy of the Pasco County telephone book, it would gladly be furnished to him. The request is simply too speculative, unclear, vague and broad to allow Aloha to reasonably comprehend what documents, if any, it should produce.

5. Objection. The phrase "monthly progress upgrades" is unclear, and does not, read literally, reach any documents in the possession of Aloha. However, Aloha will produce the project status reports required by Order PSC-04-0712-PAA-WS in its possession, custody, or control.

6. The documents will be produced to the extent they exist.

7. The documents will be produced to the extent they exist.

Respectfully submitted this 28th
day of October, 2004, by:



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to the following on this 28th day of October, 2004:

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