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REPLY TO ALTAMONTE SPRINGS

November 16, 2004

MARTIN S. FRIEDMAN, P.A.
VALERIE L. LORE

RECEIVED-FPSC
NOV 18 AM 10:04
COMMISSION CLERK

Ms. Blanca Bayo
Commission Clerk and Administrative Services Director
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.: 31099.04

Dear Ms. Bayo:

As you know, this law firm represents Environmental Protection Systems of Pine Island, Inc. ("EPS"). It is my understanding that Kevin Cherry and the Staff have discussed the timing of EPS's interconnection with Lee County and the revenue implications of the delays in being able to make that interconnection.

Although Order No. PSC-03-1119-PAA-SU allowed EPS to collect rates prior to the interconnection, EPS is willing to subject those revenues to a potential for a refund, but only after a "true up" of the actual construction costs versus the anticipated construction costs contemplated in that Order.

Very truly yours,

MARTIN S. FRIEDMAN
For the Firm

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____ MSF/mp
- RCA _____ cc: Mr. Troy Rendell (via facsimile)
- SCR _____ Mr. Kevin J. Cherry
- SEC _____
- OTH _____

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