

State of Florida



ORIGINAL

Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

RECEIVED-FPSC

05 JAN 11 AM 9:18

COMMISSION  
CLERK

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

**DATE:** January 11, 2005

**TO:** Kay B. Flynn, Chief of Records, Division of the Commission Clerk & Administrative Services

**FROM:** Martha C. Brown, Senior Attorney, Office of the General Counsel

**RE:** Docket No. 041169-EI

Attached please find a letter dated 12/28/04 to the Commission from Jude Alcegueire. Please place this letter in the docket file. Thanks.

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DOCUMENT NUMBER-DATE  
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 FPSC-COMMISSION CLERK

12/28/04

From: Jude Alcegueire  
To: Florida Public Commissioners  
To: Braulio L. Baez / Chairman

Dear commissioner,

My name is Jude Alcegueire, plaintiff against FPL Corporation regarding case number docket no. 041169-EI. I am requesting an extension of time for filing due to the fact after consulting with the attorney general office and the inspector general's office concerning administrative [law] and rule that govern the PSC. I was inform about a letter by the general council of the Florida Public Commission from Joseph D. Jenkins, assistant director

- 1) I never received the letter
- 2) There is no [proof ] a letter was send in accord to the rule 28-106.201 provide by Florida Administrative Code
- 3) Mr. Jenkins admitted in his letter that I did not give my side of the story
- 4) State Administrative Law, and rule, regulation require twenty-one or thirty days for return of correspondence, even more during the holiday for timely respond.

Therefore, the recommendation proposed agency action by the staff of PSC is in violation of state [law], and PSC rule that require in an impartial investigation, of both side of the case with all the evident in the case. Therefore, it is of great public important to have an **extension** of notice of filing in order for the proper authority to correct a **administrative error** required by state law and state constitution for **due process of law** and for the greater good of **public interest**.

Thank you,  
Jude Alcegueire

CC: Florida Attorney General Office  
CC: Inspector General Office  
CC: US Department of Energy  
CC: Orlando Sentinel  
CC: Miami Herald  
CC: US Department of Civil Rights  
CC: US Justice Department

