

**Katie Ely**

090000

**From:** Dorothy Menasco  
**Sent:** Tuesday, November 17, 2009 10:16 AM  
**To:** Katie Ely  
**Subject:** RE: Order or Notice issued by the Public Service Commission (Email ID = 057745)

Okay, thank you. I just replied to the e-mail and forwarded a copy to Ray Kennedy. Please print that reply and put it in consumer correspondence for undocketed matters.

Thank you.

---

**From:** Katie Ely  
**Sent:** Tuesday, November 17, 2009 9:04 AM  
**To:** Dorothy Menasco  
**Subject:** RE: Order or Notice issued by the Public Service Commission (Email ID = 057745)

Undocketed - Notice of Staff Workshop

Katie Ely  
Staff Assistant - Office of Commission Clerk  
Florida Public Service Commission  
850-413-6304

<b>FPSC, CLK - CORRESPONDENCE</b>		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. 003522.09		
DISTRIBUTION: _____		

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

---

**From:** Dorothy Menasco  
**Sent:** Tuesday, November 17, 2009 9:03 AM  
**To:** Katie Ely  
**Subject:** FW: Order or Notice issued by the Public Service Commission (Email ID = 057745)

By the way, what docket was this?

---

**From:** Katie Ely **On Behalf Of** Records Clerk  
**Sent:** Monday, November 16, 2009 3:12 PM  
**To:** Dorothy Menasco  
**Subject:** FW: Order or Notice issued by the Public Service Commission (Email ID = 057745)

Dorothy,

Should I forward this on to Toni Earnhart? When he called I forwarded the call to her, he must have gotten voicemail.

Thanks,

Katie Ely

Staff Assistant - Office of Commission Clerk  
Florida Public Service Commission  
850-413-6304

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

---

**From:** Julie scott [mailto:scot7117@yahoo.com]  
**Sent:** Monday, November 16, 2009 3:04 PM  
**To:** Records Clerk  
**Subject:** Re: Order or Notice issued by the Public Service Commission (Email ID = 057745)

Ray Scott east coast payphones.I do not have any more payphones in service.I believe I pay a yearly fee can you please cancel my contract.

Thanks, Ray Scott

--- On **Fri, 11/13/09**, **Commission Clerk** <[CommissionClerk@psc.state.fl.us](mailto:CommissionClerk@psc.state.fl.us)> wrote:

From: Commission Clerk <[CommissionClerk@psc.state.fl.us](mailto:CommissionClerk@psc.state.fl.us)>  
Subject: Order or Notice issued by the Public Service Commission (Email ID = 057745)  
To:  
Date: Friday, November 13, 2009, 10:16 AM

The attached order or notice has been issued by the Public Service Commission.  
If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.  
When replying, please do not alter the subject line; as it is used to process your reply.  
Thank you.

**Katie Ely**

090000

**From:** Dorothy Menasco on behalf of Records Clerk  
**Sent:** Tuesday, November 17, 2009 10:14 AM  
**To:** 'scot7117@yahoo.com'  
**Cc:** Ray Kennedy; Katie Ely; Ruth Nettles  
**Subject:** FW: Order or Notice issued by the Public Service Commission (Email ID = 057745)

Mr. Scott:

This document will be placed in correspondence without further action.

The Commission accepts documents for filing by electronic transmission ("electronic filing" or "e-filing") provided the following requirements are met. Documents that fail to meet these requirements will not be accepted for electronic filing.

### Manner of Electronic Transmission

- Filings submitted by electronic transmission must be attached to an e-mail sent to **filings@psc.state.fl.us**. Documents sent to any other Commission e-mail address will not be considered filed.
- The attachment containing the document to be filed must be in one of the following formats:
  - a. Adobe .PDF
  - b. Native word processing format (e.g., Word or WordPerfect) with numbered paragraphs. Use the document extension .doc for documents filed in Word format and .wpd for those in WordPerfect format.

A link to the Commission's electronic filing requirements is being included for your convenience.

<http://www.psc.state.fl.us/dockets/e-filings/>

Your filing will need to be revised and resubmitted to the appropriate e-mail address in order to be considered an official filing.

Please call our office if you have any questions regarding the filing process.

*Dorothy Menasco*  
 Chief Deputy Commission Clerk  
 Florida Public Service Commission  
 Office of Commission Clerk  
 850-413-6770

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. <u>00352e-09</u>		
DISTRIBUTION: _____		

**From:** Julie scott [mailto:scot7117@yahoo.com]  
**Sent:** Monday, November 16, 2009 3:04 PM  
**To:** Records Clerk  
**Subject:** Re: Order or Notice issued by the Public Service Commission (Email ID = 057745)

11/17/2009

Ray Scott east coast payphones.I do not have any more payphones in service.I believe I pay a yearly fee can you please cancel my contract.

Thanks, Ray Scott

--- On Fri, 11/13/09, Commission Clerk <*CommissionClerk@psc.state.fl.us*> wrote:

From: Commission Clerk <CommissionClerk@psc.state.fl.us>  
Subject: Order or Notice issued by the Public Service Commission (Email ID = 057745)  
To:  
Date: Friday, November 13, 2009, 10:16 AM

The attached order or notice has been issued by the Public Service Commission.  
If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.  
When replying, please do not alter the subject line; as it is used to process your reply.  
Thank you.

Katie Ely

090000

**From:** Dorothy Menasco  
**Sent:** Monday, November 16, 2009 11:31 AM  
**To:** 'rnunez22@tampabay.rr.com'  
**Cc:** Katie Ely; Ray Kennedy  
**Subject:** FW: Order or Notice issued by the Public Service Commission (Email ID = 057745)

Mr. Nunez:

This document will be placed in undocketed correspondence without further action.

The Commission accepts documents for filing by electronic transmission ("electronic filing" or "e-filing") provided the following requirements are met. Documents that fail to meet these requirements will not be accepted for electronic filing.

A link to the Commission's electronic filing requirements is being included for your convenience.

<http://www.psc.state.fl.us/dockets/e-filings/>

Your filing will need to be revised and resubmitted to the appropriate e-mail address in order to be considered an official filing.

Please call our office if you have any questions regarding the filing process.

*Dorothy Menasco  
Chief Deputy Commission Clerk  
Florida Public Service Commission  
Office of Commission Clerk  
850-413-6770*

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. 00356-09		
DISTRIBUTION: _____		

**From:** Katie Ely **On Behalf Of** Records Clerk  
**Sent:** Monday, November 16, 2009 10:05 AM  
**To:** Dorothy Menasco  
**Subject:** FW: Order or Notice issued by the Public Service Commission (Email ID = 057745)

Dorothy,

I am not sure what to do with this email. Apparently he is referring to the Notice of Staff Workshop DN#11287-09, that was issued on Friday in Docket # 090000. Can you please advise?

Thanks!

Katie Ely  
Staff Assistant - Office of Commission Clerk  
Florida Public Service Commission  
850-413-6304

11/16/2009

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

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**From:** Ricardo Nunez [mailto:rnunez22@tampabay.rr.com]  
**Sent:** Monday, November 16, 2009 10:01 AM  
**To:** Records Clerk  
**Subject:** Re: Order or Notice issued by the Public Service Commission (Email ID = 057745)

I already sended an letter stating that I am not in business for the authority number I requested.

Thank you

rn  
407-574-7648

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

**From:** Commission Clerk  
**Sent:** Friday, November 13, 2009 10:16 AM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 057745)

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

090000

I understand there is an irresponsible spending of taxpayers money to replace existing meters planned with so called 'Smart Meters. These are so planned because the Government of Florida wants to implement their green agenda. This, I believe it may be an invasion of privacy and may lead to government control of my electricity use. Therefore, I am filing a protest in front of this decision.

Let the people and the Free market decide.

Madelyn Nelson  
Sarasota, Fl.  
941 306-8196

RECEIVED-PPSC  
09 NOV 16 AM 9:22  
COMMISSION  
CLERK

MADDY NELSON  
2219 WOOD ST.  
SARASOTA, FL. 34237

DISTRIBUTION CENTER  
09 NOV 16 PM 7:34

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. <u>00354-09</u>		
DISTRIBUTION: _____		

# Mariner Cay

DISTRIBUTION CENTER  
09 NOV 12 PM 7:29  
RECEIVED-FPSC  
COMMISSION  
CLERK  
09 NOV 12 AM 9:23

November 10, 2009

090000-0T

Florida Power & Light Co.  
Claims Department  
P.O. Box 025209  
Miami, FL 33102-9899  
Attn: Maria Ely

RE: Claim #3632211

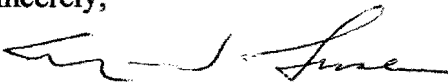
Dear Ms. Ely:

Following is the completed statement of claimant forms you requested on our behalf itemizing the damages caused by the failure of Florida Power & Light equipment at the Mariner Cay Property Owners Association clubhouse.

While you are maintaining that proper surge protection equipment was not in place at the time, it is still felt that it is Florida Power & Light's aged power supply equipment that failed in the first place.

We await your reply as soon as possible.

Sincerely,



Myron T. Luce, President  
Mariner Cay Property Owners Assoc.

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. <u>00356409</u>		
DISTRIBUTION: _____		

Cc: Florida Public Service Commission ✓  
Cornett, Googe and Assoc. PA

Enc.





**FPL**  
POWERING TODAY.  
EMPOWERING TOMORROW.

Florida Power & Light Company, P.O. Box 825209, Miami, FL 33182-5209

**STATEMENT OF CLAIMANT**

OWNER OF PROPERTY Mariner Cay Prop. Owners Assoc. D/A 09/20/2009

ADDRESS 3901 SE St. Lucie Blvd. Stuart, FL34997 CASE# 3632211

WORK# 772-283-6605 HOME# \_\_\_\_\_ TCMS# N/A

PLACE OF INCIDENT 4217 SE Centerboard La, Stuart, FL 34997

DATE AND TIME OF OCCURRENCE 9/20/09 6:08 PM

DESCRIBE DAMAGE FOR WHICH CLAIM IS BEING MADE Burned out 2 blower

motors; burned out fuses; burned out AC compressor; transformer, contactor, driers, and pressure switch  
DESCRIPTION OF DAMAGED EQUIPMENT, IF ANY

	MAKE	SERIAL#	MODEL#	TYPE	AGE/COST
#4 A/c	1. Trane	8164A0PAD	TTA090A300FA		6/6/08 \$4960.00
#3 A/c	2. Blower motor & contactor replaced				
#3 A/c	3. Replaced (4) 80 amp fuses (2) 30 amp fuses				
#1 A/c	4. Replaced blower motor				
	5. _____				

HOW DID INCIDENT HAPPEN? (GIVE FULL ACCOUNT) Failure of Florida Power & Light equipment

AMOUNT FOR WHICH CLAIM IS BEING MADE \$6,089.67

ATTACH ALL REPAIR ESTIMATES AND/OR OTHER PROOF OF LOSS FOR ABOVE.

WILL YOU OR HAVE YOU FILED A CLAIM WITH YOUR INSURANCE CO? YES \_\_\_ NO XX

NAME OF HOMEOWNERS/BUSINESS/AUTO INSURANCE COMPANY Rick Carroll Ins.

ADDRESS 2160 NE Dixie, P.O. Box 877, Jensen Beach, FL 34958

POLICY# R2088915592 PHONE# 772-334-4943

SIGNATURE [Signature] DATE 10/10/09

SOCIAL SECURITY #: FEIN# 59-1478387

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE ANY INSURANCE COMPANY FILES A STATEMENT OF CLAIM CONTAINING ANY FALSE, INCOMPLETE OR MISLEADING INFORMATION IS GUILTY OF A FELONY OF THE THIRD DEGREE. FLORIDA STATUTE 817.234

**KRAUSS & CRANE, INC.**  
P.O. Box 1259  
Stuart, FL 34995  
772-287-1227, FAX 772-283-4055

**Invoice**

<b>Order Number</b>	<b>Order Date</b> 09/23/09	<b>Entry</b> KMW	<b>Promised Date &amp; Time</b> 09/23/09	<b>Mechanic</b> KURT	<b>Helper</b>	<b>Invoice No.</b> 085684
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Mariner Cay Office  
3901 SE St. Lucie Blvd.  
Stuart, FL 34997

**Job Location:**  
Mariner Cay Clubhouse  
3901 SE St. Lucie Blvd.  
Stuart, FL 34997

<b>Phone Number</b> 283-6605	<b>Cell Phone</b> 263-3754 Rick	<b>Method of Payment</b>	<b>Special Instructions</b>
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**DESCRIPTION OF JOB**

3901: CLUBHOUSE #1:REPLACED BLOWER MOTOR

Customer service agreement R2 eff. 10/03/06 exp. 01/03/15

**Description of Work & Materials**

**Quantity**

**Price**

**Amount**

9-23: NO COOL: Checked system and found the blower motor burned out.			
9-24: Replaced blower motor and checked operation -OK> 70/205			
COMMERICAL DIAGNOSTIC CHARGE	1.00	100.00	100.00
REPLACED BLOWER MOTOR AC	1.00	715.29	715.29
Energy Savings Discount			-122.29

**Labor Details**

**Invoice Totals**

**Mechanic**      hrs @      =

**Helper**        hrs @      =

**Total Material**

**Total Labor**

**Completed Date**    09/23/09

**Please pay this amount**

693.00

**Please Pay From This Invoice, Thank You!**

**KRAUSS & CRANE, INC.**  
P.O. Box 1259  
Stuart, FL 34995  
772-287-1227, FAX 772-283-4055

**Invoice**

<b>Order Number</b>	<b>Order Date</b> 09/24/09	<b>Entry</b> KMW	<b>Promised Date &amp; Time</b> 09/24/09	<b>Mechanic</b> KURT	<b>Helper</b>	<b>Invoice No.</b> 085685
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**Job Location:**  
Mariner Cay Office  
3901 SE St. Lucie Blvd.  
Stuart, FL 34997

**Job Location:**  
Mariner Cay Clubhouse  
3901 SE St. Lucie Blvd.  
Stuart, FL 34997

<b>Phone Number</b> 283-6605	<b>Cell Phone</b> 263-3754 Rick	<b>Method of Payment</b>	<b>Special Instructions</b>
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**DESCRIPTION OF JOB**

3901: CLUBHOUSE #3:REPLACED (4) 80 AMP FUES (2) 30 AMP FUSES

Customer service agreement R2 eff. 10/03/06 exp. 01/03/15

**Description of Work & Materials**

**Quantity**

**Price**

**Amount**

9-24: Found the fuse boxes labeled incorrectly and (4) 80 amp fuses and (2) 30 amp fuses burned out. Replaced fuses. **RECOMMEND: Having the fuse box properly labeled and check the fuses to make sure are sized properly. REPLACED (4) 80AMP AND (2) AC	1.00	498.00	498.00
Energy Savings Discount			-74.70

**Labor Details**

**Invoice Totals**

<b>Mechanic</b>	hrs @	=
<b>Helper</b>	hrs @	=

<b>Total Material</b>
<b>Total Labor</b>

**Completed Date** 09/24/09

**Please pay this amount**

423.30

**Please Pay From This Invoice, Thank You!**

**KRAUSS & CRANE, INC.**  
P.O. Box 1259  
Stuart, FL 34995  
772-287-1227, FAX 772-283-4055

**Invoice**

<b>Order Number</b>	<b>Order Date</b> 09/23/09	<b>Entry</b> MC	<b>Promised Date &amp; Time</b> 09/23/09 10:00 AM	<b>Mechanic</b> KURT	<b>Helper</b>	<b>Invoice No.</b> 085510
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**J:** Mariner Cay Office  
3901 SE St. Lucie Blvd.  
Stuart, FL 34997

**Job Location:**  
Mariner Cay Clubhouse  
3901 SE St. Lucie Blvd.  
Stuart, FL 34997

<b>Phone Number</b> 283-6605	<b>Cell Phone</b> 263-3754 Rick	<b>Method of Payment</b>	<b>Special Instructions</b>
---------------------------------	------------------------------------	--------------------------	-----------------------------

**DESCRIPTION OF JOB**

3901:CLUBHOUSE #3:BLOWER MOTOR AND CONTACTOR REPLACED

Customer service agreement R2 eff. 10/03/06 exp. 01/03/15

**Description of Work & Materials**

**Quantity Price Amount**

9-24: NO COOL Checked system and found the blower motor not working and the contactor burned: MOTOR: CAT#E101: AO Smith: 1.5 HP 1745 RPM 3 phase -----			
9-25: Replaced blower motor and contactor. Checked operation-OK Freon: 70/280 Comp: 25.7 Fan: 2.5 COMMERCIAL DIAGNOSTIC CHARGE			
CONTACTOR * 2 POLE 25 - 30 AMP 24V	1.00	100.00	100.00
15% ENERGY SAVINGS AGREEMENT DISCOUNT	1.00	-142.84	-142.84
1.5 HP 3 PHASE MOTOR 1745 RPM	1.00	715.24	715.24

**Labor Details**

**Invoice Totals**

<b>Mechanic</b>	<b>hrs @</b>	<b>=</b>	<b>Total Material</b>
<b>Helper</b>	<b>hrs @</b>	<b>=</b>	<b>Total Labor</b>

<b>Completed Date</b> 09/23/09	<b>Please pay this amount</b>	809.40
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**Please Pay From This Invoice, Thank You!**

**KRAUSS & CRANE, INC.**  
**P.O. Box 1259**  
**Stuart, FL 34995**  
**772-287-1227, FAX 772-283-4055**

**Invoice**

<b>Order Number</b>	<b>Order Date</b>	<b>Entry</b>	<b>Promised Date &amp; Time</b>	<b>Mechanic</b>	<b>Helper</b>	<b>Invoice No.</b>
	09/24/09	MC	09/24/09	KURT		085562

**O:** Mariner Cay Office  
 3901 SE St. Lucie Blvd.  
 Stuart, FL 34997

**Job Location:**  
 Mariner Cay Clubhouse  
 3901 SE St. Lucie Blvd.  
 Stuart, FL 34997

<b>Phone Number</b>	<b>Cell Phone</b>	<b>Method of Payment</b>	<b>Special Instructions</b>
283-6605	263-3754 Rick		

**DESCRIPTION OF JOB**

3901: #4: REPLACED COMPRESSOR, DRIERS, TRANSFORMERS, CONTACTOR

Customer service agreement R2 eff. 10/03/06 exp. 01/03/15

**Description of Work & Materials**

**Quantity**

**Price**

**Amount**

9-23: NO COOL Found (2) 80 amp fuses burned out, need to replace.			
-----			
9-24: Checked system and found compressor grounded, transformer, contactor and low pressure switch all burned out. Replaced both the high and low side driers and filter recharge.			
-----			
9-25: Replaced compressor, driers, transformer, contactor, low pressure switch. Vacuumed and recharged system. Leak checked all-OK. Checked operation of system-OK Freon: 62/225 Comp:21.6 Fan: 2.5 COMMERCIAL DIAGNOSTIC CHARGE	1.00	100.00	100.00
FUSE 70 - 100 AMP TRS/FNS/FLS600V ONLY RPR GENFUS270FUS	1.00	121.00	121.00
FUSE 70 - 100 AMP TRS/FNS/FLS600V W/REPAIR GENFUS275FUS	1.00	89.00	89.00
COMPRESSOR/DRIER/CONTACTOR/SWITCHES/TRANSFORM AC	1.00	4588.79	4588.79
Energy Savings Discount			-734.82

**Labor Details**

**Invoice Totals**

<b>Mechanic</b>	<b>hrs @</b>	<b>=</b>	<b>Total Material</b>
<b>Helper</b>	<b>hrs @</b>	<b>=</b>	<b>Total Labor</b>

**Completed Date** 09/24/09

**Please pay this amount**

4,163.97

**Please Pay From This Invoice, Thank You!**

**-LAW OFFICES OF  
CIANFRONE & De FURIO**  
*A Partnership of Professional Associations*  
1964 Bayshore Boulevard  
Dunedin, Florida 34698

Joseph R. Cianfrone, P.A.  
James R. De Furio, P.A.

Michael J. VanDerZee, Esq.  
Stephan C. Nikoloff, Esq.  
Tiffany A. Grant, Esq.

090000  
DISTRIBUTION CENTER  
09 NOV 2009  
(727) 738-1100  
(727) 733-2154  
Fax (727) 733-0042  
7:30

November 3, 2009

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Lawrence F. Mazer  
Associate General Counsel  
Progress Energy Service Company, LLC  
P.O. Box 14042  
St. Petersburg, FL 33733

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. <u>00354-09</u>		
DISTRIBUTION: _____		

COMMISSION  
CLERK

09 NOV -6 AM 8:52

RECEIVED-FPSC

**Re: Mediterranean Manors Association, Inc.**  
**Dunedin, Florida**

Dear Mr. Mazer:

Please accept this follow up letter regarding Mediterranean Manors Association, Inc. and your correspondence of October 13, 2009.

Please be advised that the condominium in question is residential pursuant to your tariff as (1) 100% of the energy is used exclusively for the condominium unit owners, i.e. the co-owners of the property; (2) no energy is used in any endeavor on the property which sells or rents a commodity or provides a service for a fee; (3) each point of delivery is separately metered and billed; and (4) the individual unit owners are responsible to pay their own individual bills. This would indicate the condominium is considered residential pursuant to 1.02(1)(a) of the tariff.

As the condominium is residential in nature, section 1.01(7) of the tariff would not serve to limit the "point of delivery" of service to the pad-mount transformer closest to the building as stated in your letter. As such, the wiring should have been replaced by Progress Energy since Progress is responsible for its own equipment.

Even if the tariff did limit the "point of delivery" to the pad-mount transformer closest to the building, Progress Energy was the entity that repaired the electrical line back in January of 2006 in the exact location of the recent electrical short and resulting explosion followed by fire on or about August 26, 2009.

On or about January 19, 2006, Progress Energy was contacted and repaired a damaged area of electrical wiring by splicing new wiring. Since January 16, 2006, no one else has worked on this section of electrical wiring. On or about August 26, 2009, in the same location where the 2006 repairs were made by Progress Energy, an explosion occurred and fire emanated from the ground. In assessing the situation, Palm Harbor & Dunedin Electric Co., Inc. noted that in the area of the explosion, found amongst the smoldering ash, were spliced wires that had been melted. A copy of Dunedin Electric's letter noting same is enclosed for your reference.

Significant damage was suffered as a result of the explosion and ensuing fire and smoldering ash. 6,000 linear feet of electrical wiring had to be replaced, the cost for the wire alone being approximately \$36,000.00, residents were without power for a significant period of time, and the costs of labor for installation.

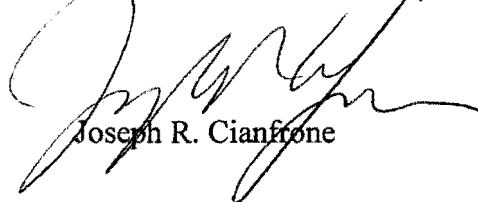
Based upon the above, we assert that Progress Energy had a duty to properly and safely repair the electrical wires in 2006 when it opted to perform the repairs, that Progress Energy breached its duty to properly repair the wires; and that as a result of Progress Energy's negligent repair of the wires, the Association suffered damages, which were further exacerbated by Progress Energy's inability to shut off the power for approximately three and a half hours after the explosion was first reported; and the Association should be compensated. The entire cost to replace the damaged wiring and restore power to the 72 condominium units serviced by the affected wires was \$70,057.00 and demand is hereby made that this amount be remitted to the Association.

A picture of the spliced wires in question is enclosed for your reference. Should you wish to have a representative of Progress Energy inspect the spliced wires that apparently resulted in the explosion and ensuing fire, please advise and we will arrange for such an inspection.

I thank you for your anticipated response to this obligation.

Sincerely,

JOSEPH R. CIANFRONE, P.A.



Joseph R. Cianfrone

JRC:tag

cc: Addressee by Regular Mail  
Mediterranean Manors Association, Inc.

✓ Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

# PALM HARBOR & DUNEDIN ELECTRIC CO., INC.

October 2, 2009

Scott Brandt  
Johns Eastern Adjusting Company  
7308 Delainey Court  
Sarasota, FL 34240

Re: Mediterranean Manor  
2700 Bayshore Blvd  
Dunedin, FL

Dear Sir :

Mediterranean Manors contacted our after hours technician on 8-26-09. Bruce (maintenance for Mediterranean Manors) informed our tech there was a fire in the ground and there was smoke coming up through the ground. Bruce informed us Fire Department had called Progress Energy and they were on site. Progress Energy indicated the line was a customer owned line therefore he called our company.

Upon arrival, our tech found Progress Energy on site and in the process of shutting down the lines. Our technician and Progress Energy personnel tested the lines to the transformer from the buildings and found 90% of the wires were melted together due to the heat from the wires shorting out and catching on fire.

Progress Energy personnel and Dunedin Electric personnel began digging through the smoldering soil to the wires. When we reached the wires, it was noted there were underground splices in the wire that had melted. This was directly under the location where the fire and smoke had been originally noted.

After the temporary work, we proceeded with the permanent installation. During the permanent repairs, it was noted there were other areas where splices had failed in the original underground lines.

All repairs have been completed and inspected.

Sincerely,



Wesley Martin, V. Pres.  
Palm Harbor & Dunedin Electric Co., Inc.

WAM/htm

2300 CONGRESS AVE  
CLEARWATER, FL 33763  
727-773-1622  
727-773-1721 FAX



8.27.09 Front of Bldg. 6 – 3 splices from repair made by Progress Energy in 2006.



**Ruth Nettles**

090000

**From:** Filings@psc.state.fl.us  
**Sent:** Friday, November 06, 2009 8:37 AM  
**To:** 'cipikeli@hotmail.com'  
**Cc:** Dorothy Menasco; Rhonda Hicks; Ruth McHargue  
**Subject:** FW: Fraud Claim

Dear Mrs. Serani:

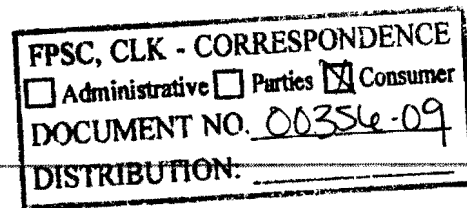
Complaints serve as a valuable source of information to the Florida Public Service Commission (PSC). In order to allow the PSC to more efficiently process its customer complaints, all customers are asked to send complaints to the PSC in the following manner:

- \* If you choose to fax your complaint, please fax it to (800) 511-0809.
- \* E-mailed complaints and complaint correspondence should be sent to: Contact@psc.state.fl.us

We have forwarded your complaint to our Division of Regulatory Compliance and Consumer Assistance for resolution.

Sincerely,

Ruth Nettles  
Office of Commission Clerk  
850-413-6770



**From:** mikael caushi [mailto:cipikeli@hotmail.com]  
**Sent:** Friday, November 06, 2009 8:21 AM  
**To:** Filings@psc.state.fl.us  
**Subject:** Fraud Claim

Dear Commissioner!

I had a contract with Progress Energy for electric payments in my previous apartment with Acc#3498183513. In certain time during the contract I start paying by e-bill, but two month later I did not have the internet and I did call them and told them that I want my bill to be mailed in my address.

They send me a letter, not the bill, to pay a certain amount of money. I did copy that latter and wrote in the back that I wand also my bill to show the reading on it explaining that I don't have more internet access, and I want my bill to be mailed, and I sent that with the my check attached. Next I got a letter in the same way asking me to pay a certain amount of money. I did copy that latter and wrote in the back again that I wand also my bill to show the reading on it explaining again that I don't have more internet access, and I want my bill be mailed in my address for the third time now.

**I want to ask you: Should I be honored with the bill with they expect me to pay it????????????????????????????????????**  
**Is there any law to be obeyed by Progress Energy in order to supply any costumer with a valid bill??**

A month later I moved from this apartment to a new address and I call them on March 20th to close my account on March 31st 2008. I never got my deposit funds or any letter from them after the period of 30 business days, but now has pass more then a year. Certain, it is just a scheme of fraud to steal deposit money from people.

**What the hell happen with your Rules of your Statue of Regulations?**  
**Are those enforced for Chinese, Iranian, African businesses there, or for those which operate in state of Florida?**  
**Do we have the most corrupted state in the world?**

I had a contract with Progress Energy for electric payments in my new home with my husband name because I wanted to take legal action against Progress Energy and did not wanted to be a persecution target from them. My new Acc#7876149215. In the very beginning of the month of January during the contract I changed my bank account with which I was paying by e-bill, for my direct deposit, for utility bill, and for my mortgage payment. Three days later my due day of January 20, I did check my account to see if the transaction went through, but I found it wasn't. I tried for a week to contact Progress Energy by the phone after my job within any success.

On the January 29 I did contact Progress Energy and they found that "somehow" only for them the last digit of my bank account wasn't there. The representative of Progress Energy and I went throw the Routing number and Account number. I did ask her to add that last digit, but she said they could not do that and **I should do it and try again, she asked me**, Even that second time the problem remain. The next day, January 30, I did contact again Progress Energy to ask if the transaction went throw, which didn't. So, the representative told me to mail a personal check which I did, but after I mailed the check I was not sure for the sum and I did call again. This time, she said that Progress Energy don't accept personal checks, so I should pay the sum to the store, which I did, Thirteen days after my due day I did call the Progress Energy on February 2 and the issue was fixed with canceling the fee. The next month the same fee was showed again. **I have paid twice for the same bill**. They should send me back any overpay money.

We pay in the same way water utility and for the reason that happen to Progress Energy did not happen to city utility. Even the monkeys know why. This is a scheme used from Progress Energy many times which people are aware of. As you know many congressmen have called that kind of fraud and overdraft fees used from banks as "**criminal**" and "**rip-off**" practices.

This is a fraud practice from them to regulate their budged from a bad managing.

I did call them on February 2 and the issue was fixed with canceling the fee. The next month the same fee was showed again do to my husband Muslim name.

Since then every month I am writing them to cancel the fee and not practicing those kinds of extortions with no respond. Maybe because, there is discrimination issue and they feel free to do it. Even though, I am paying my bill and not the **rip-off fee**.

Sincerely  
Arta Serani

---

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09 NOV -4 AM 10: 22

COMMISSION  
CLERK

**William R. Gruenwald**  
7210 Marlow Place  
University Park, Fl 34201  
Tel 941-355-7533  
Fax 941-355-7533  
Email [wrgf@comcast.net](mailto:wrgf@comcast.net)

DISTRIBUTION CENTER  
09 NOV -14 PM 7: 24

Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Re: Smart meters


Dear Sir:

I understand that the Commission is considering the implementation of smart meters in Florida. I can surely see the rationale for cost savings by the power company in eliminating the need for meter readers. That would seem to be a worthwhile investment for the power companies and I expect that the payback period would be worth the investment.

I cannot begin to see how it makes sense for the taxpayer, via the Federal Government to make that investment on the bogus claim of cutting back CO2 emissions ( which I am convinced is a bogus issue to start with). Further I think the idea of a smart grid has the potential for significant security risks and would be an invasion of privacy. It could easily lead to government control of my electricity use as it has in Europe and apparently in California as well. It wasn't long ago that Obama declared that we all need to keep our temperature on 72 to conserve energy.

I am not a fan of government paid for smart meters and implore you to reject that idea for Florida.

Sincerely,



William R. Gruenwald

FPSC, CLK - CORRESPONDENCE	
<input type="checkbox"/> Administrative	<input checked="" type="checkbox"/> Parties
DOCUMENT NO. 00356-09	
DISTRIBUTION: _____	

090000

712 Shamrock Blvd.  
Venice, FL 34293

941.492.2100 phone  
941.492.3116 fax

**SHARON S. VANDER WULF, P.A.**

DISTRIBUTION CERTIFICATE  
09 OCT 26 AM 7:30

Condominium and  
Homeowners' Association  
Representation  
Real Estate  
Wills  
Landlord/Tenant  
Probate  
Circuit Civil Mediation

October 22, 2009

FPL  
Legal Department  
9250 West Flagler  
Miami, FL 33174

Sent by Certified Mail

Re: Tara Golf and Country Club, Inc.  
Damages to Common Area  
Firm File No. 215.00

RECEIVED-FPSC  
09 OCT 26 AM 9:20  
COMMISSION  
CLERK

Dear Legal Department:

This office represents Tara Golf and Country Club, Inc. and in connection with this representation the Club is providing FPL with this its written notice of claim for damages.

On or about August 13, 2009 an electrical explosion and fire occurred at the Club's pumphouse. Two Club employees were present at the pumphouse when the explosion occurred and they were able to extinguish the fire. Enclosed for FPL's review are copies of the employee's statements regarding this event. Apparently, FPL employees were present and working at a transformer located near the Club's pumphouse at the time the incident occurred. The apparent cause of the explosion and fire is an electrical surge.

The electrical surge destroyed three pump motors in the Club's pumphouse. None of the pumps were able to be repaired and the Club was forced to replace the three pumps. Enclosed is an analysis report from ABB verifying that the three pump motors were damaged due to a high power spike and that the DC Bus capacitor C108 was shorted on each pump.

Enclosed is a copy of the invoice for replacement pumps as purchased by the Club in the amount of \$9,137.25. The Club is demanding that FPL reimburse it in full for this expense as but for the power surge, the three pumps would not have been destroyed. The Club is requesting a response to this demand for reimbursement no later than November 13, 2009. In the event no response is forthcoming, or the response is to the negative, then the Club will take legal action as is necessary to obtain reimbursement.

If you have any questions on the above, please do not hesitate to contact this office.

Very truly yours,

Sharon S. Vander Wulp

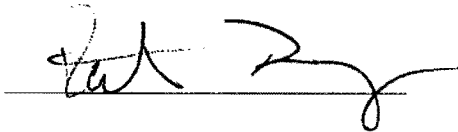
SVW/lg

cc: Tara Golf and Country Club, Inc.  
Florida Public Service Commission

Enclosures

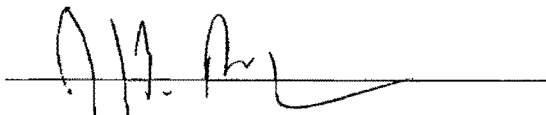
FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. <u>00356-09</u>		
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Jeff Reffett contacted me, by radio, to come to the pump station. Upon arrival, I saw a FPL crew at the pump station. I asked one of the FPL workers what had happened and he stated that he didn't know that they were still trying to figure it out. He said that one of the lines was still charged and they didn't know why. At that time I took some photos of the scene and also of the FPL truck.

A handwritten signature in black ink, appearing to read "Rob Buege", written over a horizontal line.

Rob Buege  
Golf Course Superintendent

I was in the pump station and I believe before lunch. FPL had finished their work and I was sweeping and doing general clean – up from construction. When I pulled up, 4 FPL employees were working on the transformer west of the pump house. I was standing less than a foot from the main panel when I heard a strange noise. The lights dimmed, the fan stopped and the lights flickered. I was running for the door when the surge arrester blew up. The men from FPL came running around the corner and asked what the hell did you do. I replied “What the hell did you do.” They replied the power was off so nothing they did cause the problem. I told them the lights were on and the fan was running – so I had power until they did what ever they did. The power coming into the pump house is three phases so at least one leg had to be on. Fire came out of the top of the surge arrester and was out before they retrieved their fire extinguisher. At that point I contacted Rob, Golf Course Superintendent, to come and investigate the situation.



Jeff Reffett



PO Box 1525  
 Oneco, FL 34264  
 (941) 755-4589 FAX (941) 756-2916

# INVOICE

Date	Invoice #
6/30/2009	114263

Bill To
Tara Golf & Country Club 6602 Drewry's Bluff Bradenton, FL 34203

Ship To
Tara Golf & Country Club Att: Rob Buege 6602 Drewry's Bluff Bradenton, FL 34203

Customer P.O. #	Ship	Job #
Verbal/ Rob	6/30/2009	0906056T

Qty	Part #	Description	Price Each	Amount
3.5	LBR-5	Service technician & service truck 06/10/09 Troubleshoot station. station took an electrical surge, found slap blown, replaced slap waited for FP&L to turn power back on for inspection of cabinet components and motors. Inspected and found both VFD were damaged from electrical surge , all fuses blown for both VFD's. Checked motors are ok across the line. VFD's and fuses will require replacement.	95.00	332.50
3	LBR-5	Service technician & service truck 06/15/09 Replaced 60HP VFD and fuses. Wired-in and tested	95.00	285.00
5	LBR-5	Service technician & service truck 06/18/09 Replaced 5HP VFD and fuses. Wired-in and tested. VFD faulted called FPSI and ABB found parameter set wrong for RPM on motor, adjusted parameter and tested all ok.	95.00	475.00
1	Materials	60HP ABB ASC550 VFD, 5HP ABB ACS550 VFD, fuses, and slap surge arrestor	7,819.76	7,819.76
1	SHIP	Shipping & handling: Incoming UPS blue	224.99	224.99

THANK YOU for using Systematic Services, Inc. Our terms are "NET DUE ON RECEIPT" with a service charge of 1.5% on all accounts past 30 days plus any attorney or collection fees incurred.  
 WE NOW ACCEPT MASTER CARD AND VISA

white - customer    yellow - job file    pink - accounting file    gold -

**RECEIVED**

JUL 02 2009

<b>Subtotal</b>
<b>Sales Tax (6.5%)</b>
<b>Payments/Credits</b>
<b>Balance Due</b>

**BY:**





**SYSTEMATIC SERVICES, INC.**

PO Box 1525  
Oneco, FL 34264  
(941) 755-4589 FAX (941) 756-2916

# INVOICE

Date	Invoice #
6/30/2009	114263

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Tara Golf & Country Club 6602 Drewry's Bluff Bradenton, FL 34203

Ship To
Tara Golf & Country Club Att: Rob Buege 6602 Drewry's Bluff Bradenton, FL 34203

Customer P.O. #	Ship	Job #
Verbal/ Rob	6/30/2009	0906056T

Qty	Part #	Description	Price Each	Amount
		Please Note: At the time of this invoice blown VFD's are being returned to ABB for possible warranty consideration, if ABB covers under warranty then credit will be given for the VFD's. However, warranty coverage is unlikely as power surges are not due to manufacture defects.		

THANK YOU for using Systematic Services, Inc. Our terms are "NET DUE ON RECEIPT" with a service charge of 1.5% on all accounts past 30 days plus any attorney or collection fees incurred.  
WE NOW ACCEPT MASTER CARD AND VISA

white - customer records      yellow - job file      pink - accounting file      gold -

<b>Subtotal</b>	\$9,137.25
<b>Sales Tax (6.5%)</b>	\$0.00
<b>Payments/Credits</b>	\$0.00
<b>Balance Due</b>	\$9,137.25



# Analysis Report

LV Drives. Now Berlin, Wisconsin

RMA No: 10115449

## Field Data

Failure Date: 6/30/09 Customer: FLOWTRONEX PSI INC ABB Tech: USLORIALI  
 Serial No: 2091600847 Failed drive: ACS550-U1-078A-4  
 Part No: 3AUA0000009443  
 Symptoms: Input OC Prot Trips

## Analysis Findings for Serial Number 2091600847

Returned Part: ACS550-U1-078A-4

Analyzed By: Aaron Marema E-mail: aaron.a.marema@us.abb.com Analysis Date: 7/24/09

### Condition as Received:

Missing Parts:  None  Panel  Cover  Terminals  Other  
 Shipping Damage:  None  Mechanical  Electrical  
 Gen. Appearance:  Clean  Dusty  Water Marks  Corroded  Heatsink Clogged  Other Contamination  
 Warranty Seal:  Intact  Broken  N/A

### The following information was retrieved from memory on the Control board

Running Hours: na Running KWh: na Software Version: na  
 DC Voltage @ trip 0: na Freq. @ trip 0: na Motor Current @ trip 0: na

### Damaged Components:

Assembly	Component	Designator	Failure Mode
Bus Cap Bank	Capacitor, Bus	C108	Shorted

### Cause of Failure:

From RMA description: This site had power surge that blew slap, fuses for both VFDs, VFD are totally dead. See RMA 10115449

Analysis: Initial inspection finds drive in good overall condition. Static checks on inputs measures satisfactory. Static checks on outputs measures satisfactory. Removed drive skeleton and inspected interior of drive and found DC Bus capacitor C108 is shorted. No other visible or apparent damage. MOV's are intact. Precharge circuitry measures good. Power supply circuitry measures good. Remotely powered control board and drive display reads "drive not responding". Based on analysis of RMA10115449 the primary cause of failure was due to voltage spike on inputs causing a high DC bus Voltage resulting in failed capacitor.

Warranty Category: No Warranty

Primary Cause of Failure: Environment

Secondary Cause of Failure:



# Analysis Report

LV Drives, New Berlin, Wisconsin

RMA No: 10115449

## Field Data

Failure Date: 6/30/09 Customer: FLOWTRONEX PSI INC ABB Tech: USLORIALI  
 Serial No: 2091202954 Failed drive: ACS550-U1-08A8-4+P918  
 Part No: 3AUA0000010575  
 Symptoms: Input OC Prot Trips

## Analysis Findings for Serial Number 2091202954

Returned Part: ACS550-U1-08A8-4+P918

Analyzed By: Aaron Marema E-mail: aaron.a.marema@us.abb.com Analysis Date: 7/23/09

### Condition as Received:

Missing Parts:  None  Panel  Cover  Terminals  Other  
 Shipping Damage:  None  Mechanical  Electrical  
 Gen. Appearance:  Clean  Dirty  Water Marks  Corrosion  Heatsink Clogged  Other (Specify)  
 Warranty Seal:  Intact  Broken  N/A

### The following information was retrieved from memory on the Control board.

Running Hours: 10 Running kWh: 36 Software Version: 313A

Trips (order 0 is last trip):

Order	Fault Code	Description
0	DC OVERVOLT	Internal DC circuit overvoltage
-1	EXTERNAL FLT 1	External fault 1

DC Voltage @ trip 0: 814.4 Freq. @ trip 0: 0 Motor Current @ trip 0: 0

### Damaged Components:

Assembly	Component	Designator	Failure Mode
Bus Cap Bank	Capacitor, Bus	C4	Shorted



LV Drives, New Berlin, Wisconsin

# Analysis Report

RMA No: 10115449

**Cause of Failure:**

From RMA description: This site had power surge that blew slap, fuses for both VFDs, VFD are totally dead. Possible Power surge. See RMA 10115449

Analysis: Initial inspection finds drive in good overall condition. Keypad not returned with drive. Static checks on input measures satisfactory. Static checks on outputs measures satisfactory. Removed drive skeleton and inspected interior of drive and found no visible or apparent damage. DC Bus capacitor C4 is shorted. MOV's are intact. Remotely powered control board and downloaded all drive parameters. Last fault occurrence was DC Bus Overvoltage at 814.4 VDC. There are no abnormalities in drive programming. Further testing finds K1, normally open contacts, are welded closed. Power supply circuitry measures good. Evidence suggest voltage spike on inputs caused high DC bus Voltage resulting in failed capacitor

Warranty Category: **No Warranty**

Primary Cause of Failure: **Environment**

Secondary Cause of Failure:

## Ruth Nettles

---

**From:** Jennifer Brubaker  
**Sent:** Monday, October 26, 2009 3:19 PM  
**To:** Martha Brown; Edward Mills; Rhonda Hicks  
**Cc:** Ruth Nettles  
**Subject:** RE:

It looks to me as if this was just an informational copy provided to the agency. My suggestion would be to place it in undocketed matters as correspondence. Any thoughts?

---

**From:** Ruth Nettles  
**Sent:** Monday, October 26, 2009 9:55 AM  
**To:** Jennifer Brubaker  
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**Subject:**

Good morning Jennifer and Martha:

Can you please review the attached letter and let me know where to forward this letter.

I'm assuming Rhonda Hicks and Mr. Mills? Thank you for your help.

Ruth Nettles

## Ruth Nettles

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**Cc:** Ruth Nettles  
**Subject:** RE:

*Sounds like a good plan to me. E*

---

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Ruth Nettles

**Ruth Nettles**

---

**From:** Rhonda Hicks  
**Sent:** Monday, October 26, 2009 3:24 PM  
**To:** Edward Mills; Jennifer Brubaker; Martha Brown  
**Cc:** Ruth Nettles  
**Subject:** RE:

Sounds good to me.

---

**From:** Edward Mills  
**Sent:** Monday, October 26, 2009 3:21 PM  
**To:** Jennifer Brubaker; Martha Brown; Rhonda Hicks  
**Cc:** Ruth Nettles  
**Subject:** RE:

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Ruth Nettles

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09 OCT -5 AM 7:37

RECEIVED--FPSC

09 OCT -5 AM 9:44

COMMISSION  
CLERK

October 1, 2009

To the Public Service Commission Members,

My name is Doris Renick. My business, Partners In Learning, is in a proposed area for a Tampa Electric High Voltage Power Line in eastern Hillsborough County. This business has served children with autism who come from Florida and around the country to receive our services for over 13 years. The business location is on the property owned by Susan Watson. Both Susan and I have our Master's Degree and certification and licensing to serve children with special needs in the area of specific learning disabilities.

I am requesting that you relook at the need for the line at this time. Tampa Electric has already postponed the third phase of the Willow Oak - Davis - Wheeler line until approximately 2018 due to decreased customer need. We are asking that they postpone this phase of the line (Phase 2) until that time. Our center for autism is in the study corridor. The exact route of line has not yet been determined. As we chose this exact setting because of its safety for the children who receive our service and the specific needs of children with autism, we ask that TECO consider them in their future projections for the line.

Thank you for your consideration of this matter and please consider our concerns as well as the present day economic situation when you relook at the need for this line at this time.

Sincerely,

*Doris B. Renick*

Doris B. Renick, M.S.  
Partners in Learning  
3624 Windchime Lane  
Dover, Fl 33527  
813 651-3345

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
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09 OCT -2 AM 10: 09

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September 22, 2009

To Public Service Commissioners

COMMISSION  
CLERK

I am a resident of eastern Hillsborough County and a customer of Tampa Electric Company. I am concerned because there are plans to build a high voltage power line through my area (the second phase of the Willow Oak-Wheeler-Davis 230kv Power Line). I cannot agree with this because of everything that I read states that the need for power is going down due to loss of population, economic down times, no new development, and foreclosures. There is also the fact that people themselves are using less electricity to save money. It is my understanding that TECO has already deferred the line to the south until 2018, we hereby request the reconsideration of the second phase until 2018.

Our area is environmentally sensitive. Thousands of trees would be taken down and our wildlife habitat would be essentially destroyed. In addition, parts of this line would go through residential areas.

Again, we sincerely request a review of the need for this line at this time and consider deferment until 2018.

Vickie Dawkins  
Signature

Vickie Dawkins  
Name

4561 Castledwood Rd  
Address Seffner, FL 33584

659-0607  
Phone

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
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September 18, 2009

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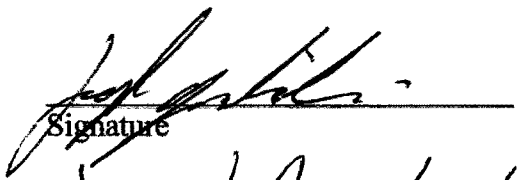
To Public Service Commissioners

COMMISSION  
CLERK

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Again, we sincerely request a review of the need for this line at this time and consider deferment until 2018.



Signature

Joseph Gumulinski

Name

4612 Castlewood Rd Seffner FL 33584

Address

(813) 259-2886

Phone

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. <u>00350-09</u>		
DISTRIBUTION: _____		

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09 OCT -2 AM 7:20

RECEIVED-FPSC

09 OCT -2 AM 10:08

COMMISSION  
CLERK

September 22, 2009

To Public Service Commissioners

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Signature

- LARRY H. BORWEISEN

Name

4607 Castlewood Rd Seffner, FL 33584

Address

813 310-4909

Phone

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 00356.09  
DISTRIBUTION: \_\_\_\_\_

690000

DISTRIBUTION CENTER  
09 OCT -2 AM 7:22

September 22, 2009

RECEIVED-FPSC

09 OCT -2 AM 10: 07

To Public Service Commissioners

COMMISSION  
CLERK

I am a resident of eastern Hillsborough County and a customer of Tampa Electric Company. I am concerned because there are plans to build a high voltage power line through my area (the second phase of the Willow Oak-Wheeler-Davis 230kv Power Line). I cannot agree with this because of everything that I read states that the need for power is going down due to loss of population, economic down times, no new development, and foreclosures. There is also the fact that people themselves are using less electricity to save money. It is my understanding that TECO has already deferred the line to the south until 2018, we hereby request the reconsideration of the second phase until 2018.

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Thomas Hoffbe  
Signature

Thomas Hoffbe  
Name

4620 Castlewood Rd Seffner  
Address

(813) 240-1043  
Phone

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 00354.09  
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September 22, 2009

To Public Service Commissioners

COMMISSION  
CLERK

I am a resident of eastern Hillsborough County and a customer of Tampa Electric Company. I am concerned because there are plans to build a high voltage power line through my area (the second phase of the Willow Oak-Wheeler-Davis 230kv Power Line). I cannot agree with this because of everything that I read states that the need for power is going down due to loss of population, economic down times, no new development, and foreclosures. There is also the fact that people themselves are using less electricity to save money. It is my understanding that TECO has already deferred the line to the south until 2018, we hereby request the reconsideration of the second phase until 2018.

Our area is environmentally sensitive. Thousands of trees would be taken down and our wildlife habitat would be essentially destroyed. In addition, parts of this line would go through residential areas.

Again, we sincerely request a review of the need for this line at this time and consider deferment until 2018.

Leslye Hope  
Signature

Leslye Hope  
Name

4525 Castlewood Rd, Seffner, FL 33584  
Address

\_\_\_\_\_  
Phone

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 00356.09  
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090000

September 22, 2009

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To Public Service Commissioners

COMMISSION  
CLERK

I am a resident of eastern Hillsborough County and a customer of Tampa Electric Company. I am concerned because there are plans to build a high voltage power line through my area (the second phase of the Willow Oak-Wheeler-Davis 230kv Power Line). I cannot agree with this because of everything that I read states that the need for power is going down due to loss of population, economic down times, no new development, and foreclosures. There is also the fact that people themselves are using less electricity to save money. It is my understanding that TECO has already deferred the line to the south until 2018, we hereby request the reconsideration of the second phase until 2018.

Our area is environmentally sensitive. Thousands of trees would be taken down and our wildlife habitat would be essentially destroyed. In addition, parts of this line would go through residential areas.

Again, we sincerely request a review of the need for this line at this time and consider deferment until 2018.

  
Signature

Tammy Lee Connell  
Name

4633 Castewood Rd  
Address

(813) 294-8147  
Phone

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 00356.09  
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09 OCT -2 AM 10: 05

September 22, 2009

To Public Service Commissioners

COMMISSION  
CLERK

I am a resident of eastern Hillsborough County and a customer of Tampa Electric Company. I am concerned because there are plans to build a high voltage power line through my area (the second phase of the Willow Oak-Wheeler-Davis 230kv Power Line). I cannot agree with this because of everything that I read states that the need for power is going down due to loss of population, economic down times, no new development, and foreclosures. There is also the fact that people themselves are using less electricity to save money. It is my understanding that TECO has already deferred the line to the south until 2018, we hereby request the reconsideration of the second phase until 2018.

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Again, we sincerely request a review of the need for this line at this time and consider deferment until 2018.

Gary Wolcott  
Signature

GARY Wolcott  
Name

4580 CASTLEWOOD RO  
Address

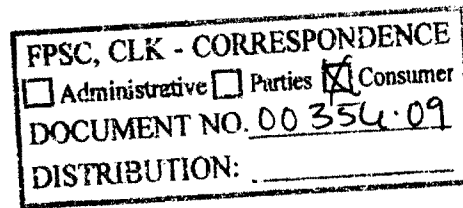
659-1759  
Phone

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. <u>00356-09</u>		
DISTRIBUTION: _____		

**Katie Ely**

090000

**From:** Jennifer Brubaker  
**Sent:** Monday, October 05, 2009 5:05 PM  
**To:** Katie Ely  
**Subject:** RE: Question  
Undocketed correspondence should be fine.



**From:** Katie Ely  
**Sent:** Monday, October 05, 2009 4:50 PM  
**To:** Jennifer Brubaker  
**Subject:** FW: Question

Jennifer,

I know that you told Tom that this is an issue GCL is working on. However, my question is where to put the attached correspondence. Should this be in undocketed consumer correspondence or should it be placed in an already established docket?

Thank you for your help,

Katie Ely  
Staff Assistant - Office of Commission Clerk  
Florida Public Service Commission  
850-413-6304

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

**From:** Katie Ely  
**Sent:** Friday, October 02, 2009 12:19 PM  
**To:** Tom Ballinger  
**Subject:** FW: Question

Tom,

Please see my request to Connie below, her response and the attached referenced consumer letter. Can you please let me know if the issue the consumer is discussing is something we have jurisdiction over?

Thanks for your help!

Katie Ely  
Staff Assistant - Office of Commission Clerk  
Florida Public Service Commission  
850-413-6304

10/6/2009



Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

---

**From:** Connie Kummer  
**Sent:** Friday, October 02, 2009 12:10 PM  
**To:** Katie Ely  
**Subject:** RE: Question

I'm not sure the PSC has any jurisdiction over this line, but if anyone would know, Tom Ballinger would.

---

**From:** Katie Ely  
**Sent:** Friday, October 02, 2009 12:09 PM  
**To:** Connie Kummer  
**Subject:** Question

Connie,

Attached is a consumer letter that we recieved today. We have recieved several letters dealing with this issue today. We currently do not have a docket open for this issue and were wondering where would be the best place to put these letters: undocketed correspondence, undocketed with a document no.. TECO rate case correspondence, etc.

If you are not the correct person to ask this question to, can you please direct me to the correct person?

Thanks for all your help!

Katie Ely  
Staff Assistant - Office of Commission Clerk  
Florida Public Service Commission  
850-413-6304

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are considered to be public records and will be made available to the public and the media upon request. Therefore, your e-mail message may be subject to public disclosure.

September 22, 2009

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09 OCT -2 AM 10:00

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To Public Service Commissioners

COMMISSION  
CLERK

I am a resident of eastern Hillsborough County and a customer of Tampa Electric Company. I am concerned because there are plans to build a high voltage power line through my area (the second phase of the Willow Oak-Wheeler-Davis 230kv Power Line). I cannot agree with this because of everything that I read states that the need for power is going down due to loss of population, economic down times, no new development, and foreclosures. There is also the fact that people themselves are using less electricity to save money. It is my understanding that TECO has already deferred the line to the south until 2018, we hereby request the reconsideration of the second phase until 2018.

**Our area is environmentally sensitive. Thousands of trees would be taken down and our wildlife habitat would be essentially destroyed. In addition, parts of this line would go through residential areas.**

Again, we sincerely request a review of the need for this line at this time and consider deferment until 2018.

*Emise Hoelars*  
Signature

*Emise Hoelars*  
Name

*4540 Castwood Rd. Seffner, FL 33584*  
Address

*813-9560017*  
Phone

890000

Chester A. Wendell

RECEIVED-FPSC

212 Middle Road  
Dummerston, VT 05309  
(802) 254-1158

09 SEP 22 AM 9: 20

DISTRIBUTION CENTER  
09 SEP 22 AM 7: 22

September 18, 2009

COMMISSION  
CLERK

Mr. Jim Duncan, CEO SECO  
330 South US Highway 301  
Sumterville, FL 33585

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO 00356-09		
DISTRIBUTION:		

Dear Mr. Duncan:

Our account number: 8011526103

I'll start off by letting you know you have two very unhappy customers. Please pay attention to these comments as I doubt we are the only people experiencing these problems.

We have two issues. The first is that SECO continues sending our bill to the wrong address. The second is that you allow twelve days or less for customers to pay, from the time you mail, before adding a penalty.

Each month, since May, we have filled out the change of address on the back of our bill. We go to Vermont in the summer and want our bill sent there. Each month you refuse to use the address we send and the mail goes to another post office. Usually they are smart enough to reroute it to our correct address. This of course causes delay. We pay the next day after receiving the bill, but still, often, end up with a \$5 penalty. I've enclosed a copy of the August bill showing the note I put on the back for the third month (Attachment 1). As an aside, if you look at the first page of the August bill there is a different address on the top and bottom.

You only allow 15 days from your billing date before applying a \$5 penalty. It takes you 3 days from your billing date till the bill is run through your postage meter and handed to the post office (Attachment 1 & 2). This gives the customer 12 days to turn around the bill. We have no other bill, including credit cards, that have this short a time. This time gets shorter. Your post mark on the current bill is September 15 and the due date is September 21. Six days is totally absurd. A copy of the envelope is attached (Attachment 3). You can look at your own records to confirm the due date.

I like to think there is no intentional effort to cause us harm. Since we have had the account in Florida we have been billed the \$5 charge several times because of your administrative problems. When talking to your representatives, their only response is what I refer to as the party line - blame us. First they try to blame the post office. I'm quoting the post marks from your postage meter. The post office has caused no delay. You're people are courteous, but their only suggestions are to put the load back on us to solve your administrative problems. "We could get the bill earlier on the Internet." The second suggestion is that we give SECO our bank data and you would take out the payment. We don't have to do that with any other vendor, and SECO would be the last group we would let have access to our bank account.

I hope that you can solve these problems. We are not the only people in Sumter County that change addresses twice a year. If it's your billing department or a billing contractor you need to rattle their cage. If SECO wasn't a monopoly, we would have canceled our contract in the first six months.

Sincerely,

Chester A. Wendell

Bobbie M. Wendell

cc: Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Attachments.

1. Copy of prior bill with our address change as marked, front and back (2 sheets)
2. Copy of envelope with post mark for prior bill
3. Copy of envelope with post mark for prior bill

COMMISSIONERS:  
MATTHEW M. CARTER II, CHAIRMAN  
LISA POLAK EDGAR  
KATRINA J. MCMURRIAN  
NANCY ARGENZIANO  
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

# Public Service Commission

September 22, 2009

FPSC, CLK - CORRESPONDENCE  
Administrative Parties  Consumer  
DOCUMENT NO. 00356-09  
DISTRIBUTION: \_\_\_\_\_

Mr. Thomas A. Baker  
Lot 516  
16416 US Highway 19 N  
Clearwater, FL 33764

090000

Mr. Baker:

The Office of Commission Clerk received an empty, unsealed envelope with your return address information.

Accordingly, this envelope is being returned to you without further action. If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink that reads "Dorothy E. Menasco".

Dorothy E. Menasco  
Chief Deputy Commission Clerk

/dm

Enclosure



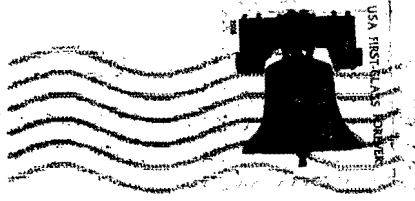
Mr. Thomas A. Baker  
Lot 516  
16416 US Highway 19 N  
Clearwater, FL 33764



TAMPA FL 335

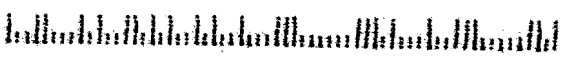
SAINT PETERSBURG FL

15 SEP 2009 PM 4 T



*Director Office of the Commission Clerk  
Florida Public Service Commission  
2540 Shawnee Oak Blvd  
Tallahassee Fla 32399-0880*

32399-7019



0900000-OT

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09 SEP 16 AM 10:23  
COMMISSION  
CLERK

**LEADING EDGE MARKETING CONSULTANTS**

5353 Arlington Expressway Jones College Riverton Tower Suite 6-0  
Jacksonville, Florida 32211-5540

September 10, 2009

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

The Honorable Charlie Crist  
Executive Office of the Governor  
The Capitol  
Tallahassee, FL 32399-0001

Subject: Proposal to Establish "FLAT RATES" for Electric, Water and Sewer Services

Mr. Governor:

Enclosed is an additional recap of data that was taken from a JEA developed nationwide survey of Residential Electric Rates.

I trust this highly relevant data can be used by you to further help assess the value of a "FLAT RATE".

Sincerely,

*Thomas J. Thomas, Jr.*

Thomas J. Thomas, Jr.  
President

Telephone: 904-745-8324

Email: [tthomas@jones.edu](mailto:tthomas@jones.edu)  
JEA File: 2009-164

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Shell Oil - Manager, Purchasing & Stores  
Drew Chemical - Manager, Purchasing & Receiving  
Ryder Truck Lines - Director, Purchasing & General Services  
American Coolair - Manager, Purchasing & Material Control

Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

Cc:

The Honorable Bill McCollum - Attorney General  
The Honorable Alex Sink - Chief Financial Officer  
The Honorable Charles H. Bronson - Commissioner - Agriculture & Consumer Services  
The Honorable David W. Martin - Auditor General  
Florida Public Service Commission - Chairman - Matthew M. Carter III

**Jacksonville Recipients:**

Office of the Mayor - The Honorable John Peyton  
Office of the General Counsel  
Office of the City Council Auditor  
City Council Members (19)  
JEA - Chief Executive Officer & Managing Director - James A. Dickenson  
Duval County Public Schools - Office of the Superintendent  
Jacksonville Office of the U.S. Attorney - Middle District of Florida  
Duval County Legislative Delegates (10)  
Edward Waters College - Office of the President - Dr. Claudette H. Williams  
Local Office of the NAACP  
Local Media

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
DOCUMENT NO. 00356.09  
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**FLORIDA - Comparison of Residential Electric Rates - Developed by the JEA**

JEA File: 169

HIGHEST DISCOUNT	CITY	500 kwh	750 kwh	1000 kwh	1500 kwh	2000 kwh	3000 kwh
1	Ft. Meade	\$71.91	\$101.39	\$130.86	\$189.81	\$248.76	\$366.66 **
<b>FRANCHISE FEE</b>	Cost per kwh	\$0.14382	\$0.13519	\$0.13086	\$0.12654	\$0.12438	\$0.12222
	% Discount		-6.0029%	-9.0113%	-12.0150%	-13.5169%	<b>-15.0188%</b>
<b>NOTE: Franchise Fee is illegal - 2003 Florida Supreme Court Ruling - Franchise Fee is "null and void".</b>							
2	NW Florida	\$66.33	\$94.33	\$122.31	\$178.31	\$234.30	\$346.29 *
	Cost per kwh	\$0.13266	\$0.12577	\$0.12231	\$0.11887	\$0.11715	\$0.11543
	% Discount		-5.1912%	-7.8019%	-10.3925%	-11.6915%	<b>-12.9881%</b>
3	Ocala	\$74.59	\$107.22	\$139.84	\$205.10	\$264.35	\$400.86 **
	Cost per kwh	\$0.14918	\$0.14296	\$0.13984	\$0.13673	\$0.13218	\$0.13362
	% Discount		-4.1695%	-6.2609%	-8.3434%	-11.3990%	<b>-10.4304%</b>
4	NE Florida	\$65.50	\$93.25	\$121.00	\$181.75	\$239.00	\$353.50 ***
	Cost per kwh	\$0.13100	\$0.12433	\$0.12100	\$0.12117	\$0.11950	\$0.11783
	% Discount		-5.0891%	-7.6336%	-7.5064%	-8.7786%	<b>-10.0509%</b>
5	Clay County	\$60.15	\$84.73	\$109.30	\$163.45	\$217.60	\$325.90 ***
	Cost per kwh	\$0.12030	\$0.11297	\$0.10930	\$0.10897	\$0.10880	\$0.10863
	% Discount		-6.0903%	-9.1438%	-9.4209%	-9.5594%	<b>-9.6980%</b>
6	Clewiston	\$70.04	\$101.80	\$133.57	\$197.11	\$260.64	\$388.21 **
	Cost per kwh	\$0.14008	\$0.13573	\$0.13357	\$0.13141	\$0.13032	\$0.12940
	% Discount		-3.1030%	-4.6473%	-6.1917%	-6.9674%	<b>-7.6218%</b>
7	Bartow	\$75.77	\$110.31	\$144.84	\$213.91	\$282.98	\$421.12 **
	Cost per kwh	\$0.15154	\$0.14708	\$0.14484	\$0.14261	\$0.14149	\$0.14037
	% Discount		-2.9431%	-4.4213%	-5.8950%	-6.6319%	<b>-7.3688%</b>
8	Vero Beach	\$83.02	\$120.92	\$158.82	\$234.63	\$310.43	\$462.04 **
	Cost per kwh	\$0.16604	\$0.16123	\$0.15882	\$0.15642	\$0.15522	\$0.15401
	% Discount		-2.8989%	-4.3483%	-5.7938%	-6.5195%	<b>-7.2432%</b>
9	Jacksonville	\$62.63	\$91.11	\$119.59	\$176.56	\$233.52	\$350.02 **
<b>FRANCHISE FEE</b>	Cost per kwh	\$0.12526	\$0.12148	\$0.11959	\$0.11771	\$0.11676	\$0.11667
	% Discount		-3.0177%	-4.5266%	-6.0301%	-6.7859%	<b>-6.8551%</b>

**NOTE: Franchise Fee is illegal - 2003 Florida Supreme Court Ruling - Franchise Fee is "null and void".**



HIGHEST DISCOUNT	CITY	500 kwh	750 kwh	1000 kwh	1500 kwh	2000 kwh	3000 kwh
10	Kissimmee	\$72.75	\$104.04	\$135.33	\$216.89	\$285.79	\$423.60 **
	Cost per kwh	\$0.14550	\$0.13872	\$0.13533	\$0.14459	\$0.14290	\$0.14120
	% Discount		-4.6598%	-6.9897%	-0.6231%	-1.7904%	-2.9553%
11	Ft. Pierce	\$76.62	\$111.93	\$149.84	\$225.66	\$301.48	\$453.12 **
	Cost per kwh	\$0.15324	\$0.14924	\$0.14984	\$0.15044	\$0.15074	\$0.15104
	% Discount		-2.6103%	-2.2187%	-1.8272%	-1.6314%	-1.4357%
12	St. Petersburg	\$70.68	\$101.31	\$131.95	\$204.40	\$276.84	\$421.72 *
<b>FRANCHISE FEE</b>	Cost per kwh	\$0.14136	\$0.13508	\$0.13195	\$0.13627	\$0.13842	\$0.14057
<b>Progress Energy</b>	% Discount		-5.4914%	-6.6568%	-3.6031%	-2.0798%	-0.5565%
13	Orlando	\$63.91	\$91.87	\$119.82	\$185.73	\$251.64	\$383.46 **
	Cost per kwh	\$0.12782	\$0.12249	\$0.11982	\$0.12382	\$0.12582	\$0.12782
	% Discount		-4.1673%	-6.2588%	-3.1294%	-1.5647%	0.0000%

**THE FOLLOWING DOESN'T HAVE ANY DISCOUNT:**

	CITY	500 kwh	750 kwh	1000 kwh	1500 kwh	2000 kwh	3000 kwh
14	Gainesville	\$61.13	\$92.87	\$132.63	\$212.13	\$291.63	\$450.63 **
	(see below)	\$0.12226	\$0.12383	\$0.13263	\$0.14142	\$0.14582	\$0.15021
			1.2814%	8.4819%	15.6715%	19.2663%	22.8611%

**SPECIAL REMARKS: Note that when the unit cost increases - the more you use - the more you pay.  
This is a hybrid form of a "FLAT RATE" - but not a true "FLAT RATE".**

**THE FOLLOWING HAVE PARTIAL DISCOUNTS - DEPENDING ON THE VOLUME OF KWH.**

15	JAX Beach	\$71.21	\$104.56	\$137.91	\$204.62	\$291.63	\$450.63 **
		\$0.14242	\$0.13941	\$0.13791	\$0.13641	\$0.14582	\$0.15021
			-2.1111%	-3.1667%	-4.2176%	2.3838%	5.4697%
16	Miami & E. FL)	\$57.39	\$83.29	\$109.19	\$171.63	\$234.05	\$358.90 *
<b>FRANCHISE FEE</b>		\$0.11478	\$0.11105	\$0.10919	\$0.11442	\$0.11703	\$0.11963
<b>Florida Power &amp; Light</b>			-3.2468%	-4.8702%	-0.3136%	1.9559%	4.2284%

**COMPARISON OF RESIDENTIAL ELECTRIC RATES**

Prepared by JEA, Jacksonville, Florida  
 Charges listed below include base rate, fuel adjustment charge,  
 and applicable franchise fees

\* Investor-owned Systems  
 \*\* Municipal Systems  
 \*\*\* Rural Electric Coop. Systems  
 \*\*\*\* Federal, State & District Systems

**July 2009 Bill Amounts**

CITY / UTILITY	500 KWH	750 KWH	1000 KWH	1500 KWH	2000 KWH	3000 KWH	Applicable Taxes are not included in the Bill *Note: Franchise Fees are included in the Bill
<b>San Diego, CA</b> San Diego Gas & Electric Co.*	84.35	165.82	249.71	417.48	585.25	920.79	Energy Surchrg \$0.00022/kWh & Energy Reg Fee = \$0.000 Franchise Fee of 5.78%
<b>Newark, NJ (Other portions of NJ)</b> Public Service Electric & Gas Co.*	85.17	128.52	173.17	262.50	351.78	530.37	7% Sales & Use Tax TEFA tax of \$0.00289/kWh
<b>Philadelphia, PA</b> PECO Energy Co.*	79.71	122.20	164.66	249.61	334.56	504.46	State Tax Adjustmmt Credit of 0.54%
<b>Southern California</b> Southern California Edison*	60.63	109.50	161.57	295.86	447.41	751.75	City tax + \$0.00022/kwh State Energy Surcharge
<b>New Hampshire (Portions of)</b> Public Service Co. of N.H.*	85.46	120.85	159.12	235.65	309.60	462.66	none
<b>Vero Beach, FL</b> City of Vero Beach**	83.02	120.92	158.82	234.63	310.43	462.04	10% Utility Tax
<b>Key West, FL</b> Keys Energy Services**	80.07	116.87	153.67	227.27	300.87	448.07	2.5% Florida Gross Receipts Tax
<b>Fairbanks, AK</b> Golden Valley Electric Assoc.***	84.00	118.49	152.98	221.98	290.96	428.94	Regulatory Cost to Support PUC & Sales Tax 0.00
<b>Dover, DE</b> City of Dover (McKee Run G.S.)**	77.59	113.88	150.18	222.77	295.36	440.53	none
<b>Ft. Pierce, FL</b> FL Pierce Utilities**	76.62	111.93	149.84	225.66	301.48	453.12	10% Public Serv Tax (base - \$0.041347/kWh); Franchise Fee + 2.5% FL GRT
<b>Baltimore, MD</b> Baltimore Gas & Elec. Co.*	73.91	110.87	147.82	221.73	295.64	443.46	\$0.0015/kWh Envr Surcharge - Franchise Fee Universal Service Surcharge
<b>Pascoag, RI</b> Pascoag Fire District**	72.53	108.80	145.07	217.61	290.14	435.21	\$4 customer charge 0.00
<b>Bartow, FL</b> City of Bartow**	75.77	110.31	144.84	213.91	282.98	421.12	2.5% FL Gross Receipts Tax
<b>Reno, NV</b> Sierra Pacific Power Co.*	75.33	108.85	142.39	209.47	276.53	410.67	2% Franchise Fee 0.00
<b>Anchorage, AK</b> Chugach Electric Assoc., Inc. ***	74.43	107.64	140.85	207.28	273.70	406.55	Regulatory Cost Charge: \$0.000362/kWh 2% Undergrounding surcharge
<b>Tallahassee, FL</b> City of Tallahassee**	73.59	107.22	140.85	208.12	275.38	409.91	10% city tax + 2.5% FL GRT
<b>Ocala, FL</b> City of Ocala**	74.59	107.22	139.84	205.10	264.35	400.86	2.5% Florida Gross Receipts Tax 10% Utility Tax
<b>Jacksonville Beach, FL</b> Beaches Energy Services**	71.21	104.56	137.91	204.62	271.32	404.73	2.5% Florida Gross Receipts Tax
<b>Kissimmee, FL</b> Kissimmee Utilities**	72.75	104.04	135.33	216.89	285.79	423.60	2.57% FL GRT and 8% Utility Tax
<b>Clewiston, FL</b> City of Clewiston**	70.04	101.80	133.57	197.11	260.64	388.21	10% (base - \$0.01/kWh); 2.5% FL GRT
<b>Gainesville, FL</b> Gainesville Regional Util. **	61.13	92.87	132.63	212.13	291.63	450.63	10% (Base - \$0.0185/kWh); + 2.5% FL GRT
<b>St. Petersburg, FL</b> Progress Energy Florida*	70.68	101.31	131.95	204.40	276.84	421.72	varies to area, 2.5% FLA GRT Includes Franchise Fee
<b>Ft. Meade, FL</b> City of Ft. Meade**	71.91	101.39	130.86	189.81	248.76	366.66	10% utility tax + 2.5% FL GRT
<b>Los Angeles, CA</b> Department of Water & Power**	64.04	98.68	125.31	160.01	304.95	478.32	10% city + \$0.00022/kWh Enrg Srchrg
<b>Las Vegas, NV</b> Nevada Power Co.*	66.35	95.51	124.68	183.03	241.36	357.04	5% Franchise Fee 0.00
<b>Milwaukee, WI</b> We-Energies*	66.41	95.76	124.61	181.59	238.57	352.53	5% Sales Tax (Varies by County) 0.00
<b>Alabama (Portions of)</b> Alabama Power Co.*	69.28	96.47	123.67	179.30	234.93	346.19	1.8% State utility tax
<b>Northwest Florida</b> Gulf Power Co.*	66.33	94.33	122.31	178.31	234.30	346.29	City Tax:0-10%(Base bill + fran fee + GRT) Price Includes Franchise Fee
<b>N.E. FL &amp; S.E. GA</b> Okefenoke REA***	65.50	93.25	121.00	181.75	239.00	353.50	varies to area; 2.5% GRT in Florida
<b>Orlando, FL</b> Orlando Utilities Commission**	63.91	91.87	119.82	185.73	251.64	383.46	10% excpt fuel over \$0.00638/kWh 2.5% FL GRT
<b>Jacksonville, FL</b> JEA**	62.63	91.11	119.59	176.56	233.52	350.02	10% (elect. chrg.+ FF + GRT - \$.05003/kWh) Price Includes Franchise Fee
<b>Columbia, SC</b> South Carolina Electric & Gas *	62.68	90.02	119.36	179.04	238.72	358.08	3% Franchise Tax for Municipal Areas 0.00
<b>Sacramento, CA</b> Sacramento Mun. Util. Dist.**	51.55	78.05	117.42	204.82	292.22	467.02	\$0.00022/kwh Enrg & \$0.001/kWh Solar surcharge 2.5% County or 7.5% City Tax

**July 2009 Bill Amounts**

<b>CITY / UTILITY</b>	<b>500 KWH</b>	<b>750 KWH</b>	<b>1000 KWH</b>	<b>1500 KWH</b>	<b>2000 KWH</b>	<b>3000 KWH</b>	<b>Applicable Taxes are not included in the Bill *Note: Franchise Fees are included in the Bill</b>
<b>Lakeland, FL</b> City of Lakeland**	60.63	86.93	113.24	168.37	225.98	341.22	10% excpt fuel over .021392/kWh; Regulatory Tax 2.5% FL GRT
<b>Raleigh, NC</b> Progress Energy Carolinas*	59.92	86.51	113.09	166.26	219.43	325.77	3% State sales tax
<b>Chicago &amp; Northern IL</b> Commonwealth Edison Co.*	59.59	85.36	110.07	159.51	208.92	307.77	ILL Excise Tax Law-10 step kwh method ILL Mun. Code - 10 step kwh method
<b>Atlanta, GA (Other port. of GA)</b> Georgia Power Co.*	53.04	78.78	109.51	172.24	234.98	360.44	4% state tax + 1% - 3% loc. opt. tax
<b>Clay County, FL</b> Clay Electric Cooperative***	60.15	84.73	109.30	163.45	217.60	325.90	2.5% Florida Gross Receipts Tax 10% Utility Tax
<b>Miami, FL (&amp; other portions of FL)</b> Florida Power & Light Co.*	57.39	83.29	109.19	171.63	234.05	358.90	up to 10% muni tax + 2.5% FL GRT + Ffee Price Includes Franchise Fee
<b>San Antonio, TX</b> City Public Service**	52.70	77.65	104.11	157.04	209.95	315.79	None
<b>Southeast Nebraska</b> Omaha Public Power District****	55.65	79.45	103.25	150.85	198.45	293.65	Sales Tax varies 5 - 7 % by area
<b>Tucson, AZ</b> Tucson Electric*	47.06	72.60	98.14	149.22	200.30	302.45	5.6% City and 2% County Taxes 0.00
<b>Salt Lake City, UT</b> Rocky Mountain Power*	47.40	72.56	97.71	160.28	222.86	348.01	6.0% City Franchise Tax and 3.85% Utah Sales Tax
<b>Marietta, GA</b> Marietta Board Light & Water**	49.15	71.57	96.38	153.01	209.65	322.92	4% Inside City Franchise Fee - 5% State Sales Tax 1% Local Option Sales Tax
<b>Tennessee (Portions of)</b> Elec. Power Board of Chatt.**	50.66	72.36	94.06	137.47	180.87	267.68	none in Tenn., 7% State Tax in GA. 0.00
<b>St. Louis, MO</b> AmerenUE*	50.40	71.98	93.55	136.70	179.85	266.15	4% gross receipt tax (add 4.167%)
<b>Albany, GA</b> Albany Water, Gas & Light Comm.**	47.10	68.15	92.20	140.30	188.40	284.60	1% state + 3% local option tax
<b>Roanoke, VA</b> Appalachian Power Co.*	49.95	70.73	91.49	133.04	174.58	257.67	varies with area served
<b>South Carolina (Portions of)</b> Santee Cooper****	48.66	69.57	90.47	132.28	174.09	257.70	Franchise Fee inside cities
<b>Memphis, TN</b> Memphis Light Gas & Water Div.**	49.67	69.76	89.84	130.02	170.19	259.08	None
<b>Dalton, GA</b> Dalton Utilities**	35.98	62.72	89.45	142.93	196.40	291.14	7% State and local sales tax - Franchise Fee
<b>Portland, Oregon</b> Pacific Power*	46.49	67.23	88.12	134.72	181.32	274.51	1.5% Portland City Tax and 0.033% Multnomah County Tax
<b>Northern West Virginia</b> Monongahela Power Company*	43.67	63.50	83.33	123.00	162.66	241.99	none
<b>Colorado Springs, Co</b> Colorado Springs Utilities	45.91	64.59	83.26	120.61	157.96	0.00	None
<b>Baton Rouge, LA (&amp; other parts of LA)</b> Entergy Gulf States, Inc. LLC*	41.59	59.87	78.14	114.70	151.25	224.36	None
<b>Seattle, WA</b> Seattle City Light**	30.06	49.89	69.71	109.36	149.01	228.31	None

# LEADING EDGE MARKETING CONSULTANTS

5353 Arlington Expressway Jones College Riverton Tower Suite 6-0  
Jacksonville, Florida 32211-5540

September 8, 2009

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

The Honorable Charlie Crist  
Executive Office of the Governor  
The Capitol  
Tallahassee, FL 32399-0001

Subject: Proposal to Establish "**FLAT RATES**" for Electric, Water and Sewer Services

Mr. Governor:

You are compassionate and caring - together with a life-long dedication to public service for the State of Florida.

I wish to offer you a suggestion that will help you to get nationwide recognition as someone concerned about the "unemployed and underemployed" together with the economically disadvantaged households facing constant increases in their costs for Electric, Water and Sewer Services.

It is time to change the billing process that is so discriminatory and abusive of the economically disadvantaged.

Present costing of these 3-services - the lower volume you use, the higher the unit cost - the larger volume you use, the lower your unit cost.

In other words, this is known as - robbing from the poor - and giving to the rich.

Enclosed is a recap that shows the unit price discrimination and abuse of Electric, Water and Sewer Services. The recap also shows how the "FLAT RATE" stops the discrimination and abuse.

With the exception of the JEA, all other Florida Electric Utilities are using volume tiers - Under 1,000 kwh and over 1,000 kwh. Some other utilities are using other variations of tier unit price differentials. Using tiers further helps the economically disadvantaged low-income households. All utilities would have to recalculate their unit price tiers.

SPECIAL REMARKS: The utilities industry is the only retail service industry that charges you a monthly customer charge - just to be a customer. Cable TV doesn't, ATT doesn't, Auto Insurance doesn't - and so on and so on.

I hope and trust that both proposals are validated and may be acceptable to your office.

Sincerely,

*Thomas J. Thomas, Jr.*

Thomas J. Thomas, Jr.  
President

Telephone: 904-745-8324

Email: [tthomas@jones.edu](mailto:tthomas@jones.edu)  
JEA File: 2009-164

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Shell Oil - Manager, Purchasing & Stores  
Drew Chemical - Manager, Purchasing & Receiving  
Ryder Truck Lines - Director, Purchasing & General Services  
American Coolair - Manager, Purchasing & Material Control

Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

FPSC, CLK - CORRESPONDENCE  
\_Administrative\_Parcel\_ X Consumer  
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09 SEP 10 AM 7:28

09 SEP 10 AM 10:28  
RECEIVED-FPSC  
COMMISSION  
CLERK

Cc:

The Honorable Bill McCollum - Attorney General  
The Honorable Alex Sink - Chief Financial Officer  
The Honorable Charles H. Bronson - Commissioner - Agriculture & Consumer Services  
The Honorable David W. Martin - Auditor General  
Florida Public Service Commission - Chairman - Matthew M. Carter III

**Jacksonville Recipients:**

Office of the Mayor - The Honorable John Peyton  
Office of the General Counsel  
Office of the City Council Auditor  
City Council Members (19)  
JEA - Chief Executive Officer & Managing Director - James A. Dickenson  
Duval County Public Schools - Office of the Superintendent  
Jacksonville Office of the U.S. Attorney - Middle District of Florida  
Duval County Legislative Delegates (10)  
Edward Waters College - Office of the President - Dr. Claudette H. Williams  
Local Office of the NAACP  
Local Media

**ELECTRIC Current Costs:**

**ELECTRIC Proposed Costs:**

Monthly Customer Charge	ELECTRIC Current Costs:		ELECTRIC Proposed Costs:					
	Cost per KWH	KWH	OLD COST	NEW COST per KWH	NEW COST	Savings per Month	Savings per Year	
\$5.50	\$0.09486	100	\$14.99	\$0.10036	\$10.04	-\$4.95	-\$59.40	
\$5.50	\$0.09486	200	\$24.47	\$0.10036	\$20.07	-\$4.40	-\$52.80	
\$5.50	\$0.09486	300	\$33.96	\$0.10036	\$30.11	-\$3.85	-\$46.20	
\$5.50	\$0.09486	400	\$43.44	\$0.10036	\$40.14	-\$3.30	-\$39.60	
\$5.50	\$0.09486	500	\$52.93	\$0.10036	\$50.18	-\$2.75	-\$33.00	
\$5.50	\$0.09486	600	\$62.42	\$0.10036	\$60.22	-\$2.20	-\$26.40	
\$5.50	\$0.09486	700	\$71.90	\$0.10036	\$70.25	-\$1.65	-\$19.80	
\$5.50	\$0.09486	800	\$81.39	\$0.10036	\$80.29	-\$1.10	-\$13.20	
\$5.50	\$0.09486	900	\$90.87	\$0.10036	\$90.32	-\$0.55	-\$6.60	
\$5.50	\$0.09486	1,000	\$100.36	\$0.10036	\$100.36	\$0.00	\$0.00	
\$5.50	\$0.09486	1,100	\$109.85	\$0.10036	\$110.40	\$0.55	\$6.60	
\$5.50	\$0.09486	1,200	\$119.33	\$0.10036	\$120.43	\$1.10	\$13.20	
<b>\$5.50</b>	<b>\$0.09486</b>	<b>1,222</b>	<b>\$121.42</b>	<b>\$0.10036</b>	<b>\$122.64</b>	<b>\$1.22</b>	<b>\$14.65</b>	<b>Average</b>
\$5.50	\$0.09486	1,250	\$124.08	\$0.10036	\$125.45	\$1.38	\$16.50	
\$5.50	\$0.09486	1,500	\$147.79	\$0.10036	\$150.54	\$2.75	\$33.00	
\$5.50	\$0.09486	1,750	\$171.51	\$0.10036	\$175.63	\$4.13	\$49.50	
\$5.50	\$0.09486	2,000	\$195.22	\$0.10036	\$200.72	\$5.50	\$66.00	
\$5.50	\$0.09486	2,250	\$218.94	\$0.10036	\$225.81	\$6.88	\$82.50	
\$5.50	\$0.09486	2,750	\$266.37	\$0.10036	\$275.99	\$9.63	\$115.50	
\$5.50	\$0.09486	3,000	\$290.08	\$0.10036	\$301.08	\$11.00	\$132.00	
\$5.50	\$0.09486	4,000	\$384.94	\$0.10036	\$401.44	\$16.50	\$198.00	
\$5.50	\$0.09486	5,000	\$479.80	\$0.10036	\$501.80	\$22.00	\$264.00	
<b>AVERAGE MONTHLY USAGE</b>				<b>1,222</b>				

Electric \$10.04 is from enclosed page 14 of the 2008 JEA Annual Report.

**WATER Current Costs:**

Monthly Customer Charge  
Cost per 1,000 gals.

**WATER Proposed Costs:**

Cost per 1,000 gals.  
NEW COST  
Savings per Month  
Savings per Year

Monthly Customer Charge	Cost per 1,000 gals.	gals.	OLD COST	Cost per 1,000 gals.	NEW COST	Savings per Month	Savings per Year
\$10.07	\$0.93	1,000	\$11.00	\$2.35	\$2.35	-\$8.65	-\$103.80
\$10.07	\$0.93	2,000	\$11.93	\$2.35	\$4.70	-\$7.23	-\$86.76
\$10.07	\$0.93	3,000	\$12.86	\$2.35	\$7.05	-\$5.81	-\$69.72
\$10.07	\$0.93	4,000	\$13.79	\$2.35	\$9.40	-\$4.39	-\$52.68
\$10.07	\$0.93	5,000	\$14.72	\$2.35	\$11.75	-\$2.97	-\$35.64
\$10.07	\$0.93	6,000	\$15.65	\$2.35	\$14.10	-\$1.55	-\$18.60
\$10.07	\$0.93	7,000	\$16.58	\$2.35	\$16.45	-\$0.13	-\$1.56

**BREAK EVEN POINT**

\$10.07	\$0.93	8,000	\$17.51	\$2.35	\$18.80	\$1.29	\$15.48
\$10.07	\$0.93	9,000	\$18.44	\$2.35	\$21.15	\$2.71	\$32.52
\$10.07	\$0.93	10,000	\$19.37	\$2.35	\$23.50	\$4.13	\$49.56
\$10.07	\$0.93	11,000	\$20.30	\$2.35	\$25.85	\$5.55	\$66.60

**AVERAGE MONTHLY USAGE 8,000 GALS.**

**SEWER Current Costs:**

Monthly Customer Charge  
Cost per 1,000 gals.

**SEWER Proposed Costs:**

Cost per 1,000 gals.  
NEW COST  
Savings per Month  
Savings per Year

Monthly Customer Charge	Cost per 1,000 gals.	gals.	OLD COST	Cost per 1,000 gals.	NEW COST	Savings per Month	Savings per Year
\$4.34	\$4.94	1,000	\$9.28	\$4.11	\$4.11	-\$5.17	-\$62.04
\$4.34	\$4.94	2,000	\$14.22	\$4.11	\$8.22	-\$6.00	-\$72.00
\$4.34	\$4.94	3,000	\$19.16	\$4.11	\$12.33	-\$6.83	-\$81.96
\$4.34	\$4.94	4,000	\$24.10	\$4.11	\$16.44	-\$7.66	-\$91.92
\$4.34	\$4.94	5,000	\$29.04	\$4.11	\$20.55	-\$8.49	-\$101.88
\$4.34	\$4.94	6,000	\$33.98	\$4.11	\$24.66	-\$9.32	-\$111.84
\$4.34	\$4.94	7,000	\$38.92	\$4.11	\$28.77	-\$10.15	-\$121.80
\$4.34	\$4.94	8,000	\$43.86	\$4.11	\$32.88	-\$10.98	-\$131.76
\$4.34	\$4.94	9,000	\$48.80	\$4.11	\$36.99	-\$11.81	-\$141.72
\$4.34	\$4.94	10,000	\$53.74	\$4.11	\$41.10	-\$12.64	-\$151.68
\$4.34	\$4.94	11,000	\$58.68	\$4.11	\$45.21	-\$13.47	-\$161.64

**AVERAGE MONTHLY USAGE 8,000 GALS.**

Water \$2.35 and Sewer \$4.11 are from enclosed page 16 of the 2008 JEA Annual Report.

## Operating Summary

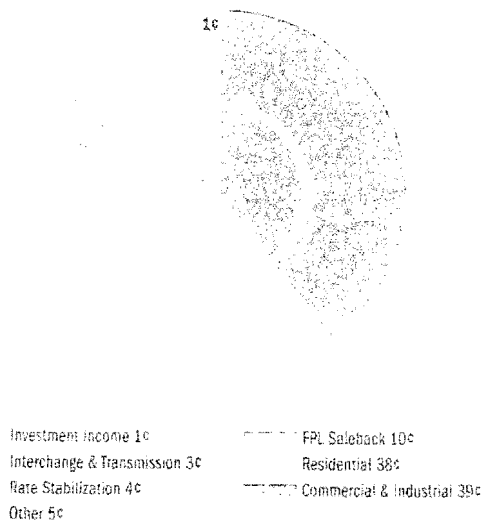
### Electric System, Bulk Power System and St Johns River Power Park

		2008-07	2007-06
<b>Electric revenues (000s omitted):</b>	Residential	\$538,280	\$469,735
	Commercial and industrial	561,171	463,555
	Public street lighting	11,665	9,851
	Sales for resale	48,380	48,522
	Florida Power & Light saleback	137,910	137,463
	Total	\$1,297,406	\$1,129,126
<b>Sales (megawatt hours):</b>	Residential	5,363,697	5,478,280
	Commercial and industrial	7,314,128	7,160,361
	Public street lighting	116,966	112,760
	Sales for resale		
	Territorial	437,870	479,425
	Off-system	457,421	649,193
	Florida Power & Light saleback	2,635,812	3,059,195
	Total	16,325,894	16,939,214
<b>Average number of accounts:</b>	Residential	365,632	364,284
	Commercial and industrial	45,207	44,440
	Public street lighting	3,576	3,565
	Sales for resale (1)	3	6
		Total	414,418
<b>System installed capacity - MW (2)</b>		3,241	3,241
<b>Peak demand - MW (60 minute net)</b>		2,914	2,919
<b>System load factor— %</b>		54%	54%
<b>Residential averages—annual:</b>	Revenue per account - \$	1,472.19	1,289.48
	KWH per account	14,670	15,038
	Revenue per KWH - ¢	10.04	8.57
<b>All other retail—annual:</b>	Revenue per account - \$	11,742.53	9,861.60
	KWH per account	152,330	151,508
	Revenue per KWH - ¢	7.71	6.51
<b>Heating-cooling degree days</b>		3,785	3,803

(1) Includes Florida Power & Light, but does not include the average number of off-system non-firm sales customers.

(2) Includes JEA's 50% share of the SJRPP's two coal-fired generating units (638 net megawatts each) and JEA's 23.64% share of Scherer's 846 net megawatt coal-fired generating Unit 4. System installed capacity is reported based on winter capacity.

### Electric Revenue Sources





# Operating Summary

## Water and Sewer System

		2008-07	2007-06
<b>Water revenues (000's omitted):</b>	Residential	\$59,397	\$57,620
	Commercial and Industrial	26,692	24,483
	Irrigation	19,679	21,143
	Total	\$105,768	\$103,246
<b>Water Sales (ccf*):</b>	Residential	25,198,415	27,405,671
	Commercial and Industrial	17,162,922	17,269,352
	Irrigation	10,593,611	12,946,351
	Total	52,954,948	57,621,374
<b>Average Number of Accounts:</b>	Residential	245,659	245,420
	Commercial and Industrial	23,555	23,302
	Irrigation	35,107	34,515
	Total	304,321	303,237
<b>Residential averages - annual:</b>	Revenue per account - \$	241.38	234.78
	ccf per account	102.57	111.67
	Revenue per ccf - \$	2.35	2.10
<b>Rainfall (inches)</b>		65.72	39.35
<b>Sewer revenues (000's omitted):</b>	Residential	\$84,102	\$80,716
	Commercial and Industrial	58,640	54,281
	Reuse Water	1,079	739
	Total	\$143,821	\$135,736
<b>Volume (ccf):</b>	Residential	20,445,371	22,010,983
	Commercial and Industrial	14,836,462	14,866,675
	Reuse Water	732,457	906,665
	Total	36,014,290	37,784,323
<b>Average Number of Accounts:</b>	Residential	211,607	210,609
	Commercial and Industrial	17,598	17,421
	Reuse Water	420	85
	Total	229,625	228,115
<b>Residential averages - annual:</b>	Revenue per account - \$	397.44	383.25
	ccf per account	96.62	104.51
	Revenue per ccf - \$	4.11	3.67

\* ccf represents 100 cubic feet

### Water Revenue Sources





More Than Energy™

# Residential Rates Electric, Gas, Water, & Wastewater

Effective October 1, 2008

TYPE OF SERVICE	UNITS	COST/UNIT	NOTES
<b>Electric - Regular Service</b>			
Customer Charge	\$/bill rendered	\$ 7.60	a,b,d,m
First 250 kWh Energy Charge	\$/kWh	\$ 0.026	a,b,d,f,m
251-750 kWh Energy Charge	\$/kWh	\$ 0.066	a,b,d,f,m
Over 750 kWh Energy Charge	\$/kWh	\$ 0.098	a,b,d,f,m
Fuel Adjustment	\$/kWh	Varies monthly	d,i
<b>Electric - Time-of-Use Service</b>			
Customer Charge	\$/bill rendered	\$ 17.60	a,b,d,m
On-Peak Energy Charge	\$/kWh	\$ 0.139	a,b,d,f,j,m
Off-Peak Energy Charge	\$/kWh	\$ 0.035	a,b,d,f,j,m
Fuel Adjustment	\$/kWh	Varies monthly	d,i
<b>Natural Gas Service</b>			
Customer Charge	\$/bill rendered	\$ 9.52	a,b,e,m
Energy Charge	\$/therm	\$ 0.483	a,b,e,g,m
Manufactured Gas Plant Cost Recovery	\$/therm	\$ 0.03700	a,b,e,g
Fuel Adjustment	\$/therm	Varies monthly	e,i
<b>Liquid Propane Gas Service</b>			
Customer Charge	\$/bill rendered	\$ 9.52	a,m
Energy Charge (3 - year)	\$/gallon	\$ 0.64513	a,h,m
Energy Charge (5 - year)	\$/gallon	\$ 0.59513	a,h,m
Energy Charge (7 - year)	\$/gallon	\$ 0.57013	a,h,m
Fuel Adjustment	\$/gallon	Varies monthly	i
<b>Water Service (Domestic meter)</b>			
Customer Charge	\$/bill rendered	\$ 7.00	a,c,m
First 9,000 Gallons	\$/1000 gallons	\$ 1.59	a,c,m
>9000 < 25,000 Gallons	\$/1000 gallons	\$ 3.11	a,c,m
25,000 Gallons and over	\$/1000 gallons	\$ 5.50	a,c,m
<b>Water Service (Irrigation only meter)</b>			
Customer Charge	\$/bill rendered	\$ 7.00	a,c,m
Usage Charge			
First 15,000 Gallons	\$/1000 gallons	\$ 3.11	a,c,m
Over 15,000 Gallons	\$/1000 gallons	\$ 5.50	a,c,m
<b>Wastewater Service</b>			
Customer Charge	\$/bill rendered	\$ 6.00	c
Usage Charge	\$/1000 gallons	\$ 4.94	c,k,n
<b>Wastewater Service, Flat Rate</b>			
Single Family Usage Charge	\$/month	\$ 30.70	l
Multi-Family Customer Charge	\$/bill rendered	\$ 6.00	l
Multi-Family Usage Charge	\$/unit/month	\$ 24.70	l
<b>Reclaimed Water Service</b>			
Customer Charge	\$/bill rendered	\$ 6.00	c
Usage Charge	\$/1000 gallons	\$ 0.60	c

**NOTES:**

- Subject to a 10% City (for customers inside the City of Gainesville) or a 10% County (for customers outside any city) utility tax.
  - Subject to a 10% City surcharge (for customers outside the City of Gainesville).
  - Subject to a 25% City surcharge (for customers outside the City of Gainesville).
  - Subject to a 2.5% Florida Gross Receipts Tax adjustment (multiply the charge by 0.025641); applies to all customers.
  - Subject to a 2.5% Florida Gross Receipts Tax adjustment (multiply 2.5% by the terms multiplied by the DOR Factor); applies to all customers.
  - Includes the cost of fuel as of October 1, 1973 — \$0.0065/kWh — which is subject to utility taxes and surcharge.
  - Includes the cost of fuel as of October 1, 1973 — \$0.06906/therm — which is subject to utility taxes.
  - Includes the cost of fuel as of October 1, 1973 — \$0.15882/gallon — which is subject to utility taxes.
  - The portion of the current actual fuel cost that is exempt from utility taxes and surcharge.
  - On-peak 6:00 a.m. – 10:00 p.m., excluding weekends and holidays. All other times are off-peak.
  - Based on actual water usage during January and February billings periods; for all other months, based on the lesser of actual water usage or the "winter maximum." The "winter maximum" is the maximum average daily water consumption for the immediate preceding January or February billing periods times 30.4 days, rounded to the nearest 1,000 gallons.
  - For customers on non-metered private wells discharging to the wastewater system.
  - Customers inside the City of Alachua are subject to the City of Alachua's 6% Franchise Fee and 10% Utility Tax.
  - Customers with meters installed for irrigation or reclaimed water service shall be billed wastewater charges on 95% of actual water consumption through the domestic meter.
- This fact sheet is meant as a summary overview of GRU's residential electric, natural gas, LP gas, water and wastewater rates. It does not replace GRU's tariffs. If there are differences between this material and the tariffs, the tariffs shall prevail.*

Modified 09/12/08 AC

## FPUA Residential Electric Rates - effective 04-16-2008

### Residential Rates - Single Phase or Three-Phase Service

<b>* Customer Charge</b>	<b>Energy Charge</b>	
\$6.01	0 - 750 kWh	\$0.08722 per kWh
	751 kWh and UP	\$0.09764 per kWh
	Power Cost Adj.	\$0.04900 per kWh

Does not include 10% City of Fort Pierce Utility Tax or 2.56% State Gross Receipts Tax Recovery.

Customers outside Fort Pierce have a 5% County Franchise Fee, 10% Surcharge & 2.56% State Gross Receipts Tax Recovery.

Customers in St. Lucie Village have 8% Village Franchise Fee, 10% Surcharge & 2.56% State Gross Receipts Tax Recovery.

## FPUA Residential Water Rates - effective 04-15-2009

### 5/8" - 3/4" Meter

<b>* Customer Charge</b>	<b># Gallons</b>		<b>Min Charge</b>
\$11.28	1 - 3,000	**\$8.67 up to 3,000	\$19.95
	3,001 - 10,000	\$2.89 per 1,000 gal.	
	10,001 - 15,000	\$3.60 per 1,000 gal.	
	15,0001 or more	\$4.33 per 1,000 gal.	

\*\* Customer is charged a flat rate of \$8.25 if usage is between 1000 & 3,000.

Does not include 10% City of Fort Pierce Utility Tax.

Customers outside the City of Fort Pierce will incur a 25% Surcharge.

## FPUA Residential Wastewater Rates - effective 04-15-2009

### 5/8" - 3/4" Meter

<b>* Customer Charge</b>	<b># Gallons</b>	
\$14.00	1 - 10,000	5.01 per 1,000 gal.
	10,001 - Plus	Price capped at \$64.10

Does not include 10% City of Fort Pierce Utility Tax.

Customers outside the City of Fort Pierce will incur a 25% Surcharge.

## FPUA Residential Natural Gas Rates - effective 04-15-2009

### 175 - 250 Meter

<b>* Customer Charge</b>	<b>Energy Charge</b>	
\$12.02	0 - 100 ccf	\$1.20 per ccf
	101 - 500 ccf	\$0.76290 per ccf
	501- 2000 ccf	\$0.69680 per ccf
	2000 - Plus	\$0.64870 per ccf

### Heat Only Service

<b>* Customer Charge</b>	<b>Energy Charge</b>	
\$15.98	0 - 100 ccf	\$1.6242 per ccf
	101 - 500 ccf	\$1.2206 per ccf
	501- 2000 ccf	\$1.1148 per ccf
	2001 - Plus	\$0.1038 per ccf

**PGA (Purchased Gas Adjustment)** \$0.4000

Does not include Purchased Gas Adjustment and 2.56% State Gross Receipts Tax Recovery.

\* Customer Charge is in effect regardless of occupancy.

Owners of vacant properties will receive a monthly customer charge.

590000

Thursday, August 13, 2009

Dear Florida Public Service Commission,

I am writing in response to Progress Energy's rate increase.

We are a family of 7 (2 adults & 5 children) living only on one income (my husband's) We choose to live like that, so that I could be at home with the children, thinking it is important to be with them and giving them a good upbringing, but times are very hard we have just gone through a bankruptcy and another increase will put us even further down.

Everybody needs electricity it is hard to cut down on. Eg. we have already bought a clothes-line so we do not have to use the dryer as much and our A/C is set at 82F at day and 80F at night.

Please do not grant Progress Energy's request for more money – we the ordinary people of Florida need a little break now...

Thank you so much for your time in this matter, I hope you will make the right choice.

Sincerely

Katrine Cavanagh  
3249 Seven Springs Boulevard  
New Port Richey, FL, 34655

RECEIVED - FPSC  
09 AUG 17 AM 8:18  
COMMISSION  
CLERK

ps we also have Aloha Utilities for water (they have just sold to fgua) and since then water cost \$30 more a month... My husband's wages remain the same... k.c.

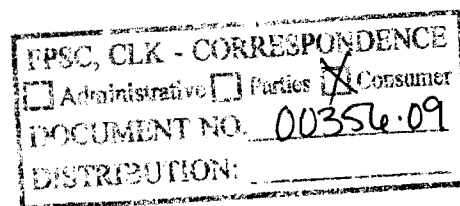
FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. 00356-09		
DISTRIBUTION: _____		

\* Also placed in 090079 \*  
-CLK

**Katie Ely**

090000

**From:** Dorothy Menasco  
**Sent:** Wednesday, July 29, 2009 9:18 AM  
**To:** Katie Ely  
**Cc:** Cathi Lindsley  
**Subject:** FW: Peoples Gas customer charge - 873607C



Katie, please place this response in consumer correspondence for Docket 090000; DN 00356-09.

---

**From:** Elisabeth Draper  
**Sent:** Wednesday, July 29, 2009 9:11 AM  
**To:** 'docbain@comcast.net'  
**Cc:** Connie Kummer; Ruth McHargue; Dorothy Menasco; Elisabeth Draper  
**Subject:** Peoples Gas customer charge - 873607C

Mr. Bain,

Your inquiry to the Public Service Commission regarding the customer charge for Peoples Gas System (PGS) has been forwarded to me for response. You stated that your customer charge increased from \$10 to \$20 per month as a result of PGS's recent rate case.

Residential base rates are collected through two types of charges: a fixed monthly customer charge and a per therm charge, that varies by usage. A large part of the cost to provide gas is the investment in the lines from the interstate pipeline to the customer's location, metering, and billing for usage. These costs are fixed and do not vary significantly with usage. The customer charge recovers a portion of this fixed cost, and the balance is recovered through the per therm charge, along with any variable costs. The Purchased Gas factor recovers the cost of gas and is a separate charge.

If more of the class revenue requirement is recovered through the customer charge, less is recovered through the therm charge. The therm charge prior to the rate case was \$0.37667. The Commission approved an interim charge of \$0.39034, that was in effect from November 2008 until the permanent rates went into effect on May 18, 2009. The current per-therm charge is \$0.26782, which is 29 percent lower than the charge in effect prior to the start of rate case.

PGS also received approval during the rate case to stratify its single residential service class into three individual classes: RS-1, RS-2, and RS-3. The classification of a residential customer depends on annual therm usage. The tiered rate recognizes that customers with low annual usage are less likely to benefit from the lower per therm charge than larger users. Thus, while customer charges increased for all tiers, lower usage customers saw less of an increase in their customer charge than higher usage levels, while all pay the same therm charge. For large users, the lower per therm charge helps offset the higher customer charge. For example, an RS-3 customer who uses 40 therms per month, saw the bill increase from \$64.26 to \$69.90, a \$5.65 increase. That bill includes the cost of gas. However, a larger use customer, will actually see a decrease in bills. For example, a customer using 120 therms per month, saw a \$3.07 decrease, and a customer using 160 therms per month, saw a \$7.42 decrease in the monthly bill.

If you have any additional questions, please contact me.

8/3/2009

Elisabeth Draper

Bureau of Certification, Economics & Tariffs

Division of Economic Regulation

Florida Public Service Commission

090000

P.O. BOX 1000, CHATTAHOOCHEE, FL 32324-1000

DISTRIBUTION CENTER  
09 JUL 21 AM 7:54

Lena Mae Jones  
PO Box 1000  
Chattahoochee FL 32324-1000

### Courtroom Quiz

1. you should dress your Access to grounds when you go to court
2. Be polite And discharge planning in court.
3. If some lies about you you should commonly used the correct Answer to your lawyer.

FPSC, CLK - CORRESPONDENCE

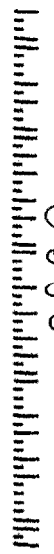
Administrative  Parties  Consumer

DOCUMENT NO. 00356-09

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COMMISSION CLERK

Unit/Department: Lena Mae Jones  
FLORIDA STATE HOSPITAL Unit 35-H  
P.O. BOX 1000  
CHATTAHOOCHEE, FLORIDA 32324-1000



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Tallahassee Florida 32399-  
State of Florida  
Public Service Lawns Issued  
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2540 Shumard Oak

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UNITED STATES POSTAGE

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JUL 20 2009

090000

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**LEADING EDGE MARKETING CONSULTANTS**

5353 Arlington Expressway Jones College Riverton Tower Suite 6-0  
Jacksonville, Florida 32211-5540

July 7, 2009

State of Florida  
Office of the Deputy State Attorney  
220 East Bay Street  
Jacksonville, Florida 32202  
Attn; Ms. Angela Corey

Subject: Fraudulent and Discriminatory Overcharge of JEA Electric Service to Residential Customers

I was reviewing the 2008 JEA Annual Financial Report just like I do every year. Enclosed are copies of pages 14 and 15 of that report that provides data in support my allegations.

The overcharge to Residential Customers in 2008 was \$ 62,487,070.

Commercial Customers consumed 57.69 % of the kwh and only provided 51.04 % of the revenue.

Pages 4 of 5 of this letter provide supporting documentation.

NOTE: On July 1<sup>st</sup>, all Residential electric rates are scheduled to be increased **15.70 %**; Commercial also

The Residential Energy Rate must remain unchanged and continue to be **\$0.05485** per kwh.

All the following Commercial Rates will have to be increased by the JEA:

General Service General Service Demand General Service Large Demand

General Service Extra Large Demand

The July 1st Commercial Energy Rates will also have to be increased overall to make up for the loss of about \$ 62,487,070 that won't be coming from Residential Energy Revenue.

NOTE: The total increase for Commercial Customers Energy Rate will be about **32 %**.

After all, Residential Customers have all been overcharged for the past ten or more years.

Because of fraud, will 4-years of restitution be involved in the amount of **\$ 239,374,180?**

Keep in mind that residential customers consist of a very large percentage of current and retired - governmental employees - State, Municipal, County, Federal, together with Union Workers and those receiving public assistance.

I believe that all of the data indicates historical over-charging by JEA when providing electric service to Residential Customers as compared to Commercial Customers.

JEA's pricing is predatory since they are a monopoly and customers have no other utility choice.

To further compound the situation, the Florida Public Service Commission has no legal jurisdiction.

Therefore, the JEA can do whatever it pleases to do - or pleases not to do.

RECEIVED-FPSC  
09 JUL -9 AM 9:54  
COMMISSION  
CLERK

FPSC, CLK - CORRESPONDENCE		
<input type="checkbox"/> Administrative	<input type="checkbox"/> Parties	<input checked="" type="checkbox"/> Consumer
DOCUMENT NO. <u>00356.09</u>		
DISTRIBUTION: _____		



SPECIAL REMARKS:

About 70 % of the 365,632, or about 250,000 residential customers, use less than 1,000 kwh per month.

Sincerely,



Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH

Email: tthomas@jones.edu  
JEA File: 2009-126

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Shell Oil - Manager, Purchasing & Stores  
Drew Chemical - Manager, Purchasing & Receiving  
Ryder Truck Lines - Director, Purchasing & General Services  
American Coolair - Manager, Purchasing & Material Control

Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

Cc: Office of the Attorney General - State of Florida - Economic Crimes Division - Jacksonville Office  
Office of the City General Counsel - Richard Mullaney

The following may explain why.

Energy Rates per kwh:	Residential	Commercial General Service	Difference
JEA	\$0.05485	\$0.05067	- 7.62 %
FPL	\$0.03398	\$0.03921	+ 15.39 %
Lakeland Electric	\$0.04882	\$0.05152	+ 5.53 %
Tampa Electric	\$0.04799	\$0.05149	+ 7.29 %

Revenue (000s omitted):	2008	
Residential	\$538,280	48.96%
Commercial & Industrial	\$561,171	51.04%
TOTAL	\$1,099,451	
Sales - megawatt Hours (000,000s omitted):		
Residential	5,363,697	42.31%
Commercial & Industrial	7,314,128	57.69%
TOTAL	12,677,825	

Residential averages - annual:  
 Revenue per KWH - cents 10.04

Commercial averages - annual:  
 Revenue per KWH - cents 7.71

All of the above is from the JEA Annual Report.

Below is how I developed the overcharge.

TOTAL	17.75	
Average	8.875	
Revenue per KWH - cents	10.04	<b>GRAND TOTAL</b>
<b>Residential Overcharge - cents</b>	<b>1.165</b>	<b>10-YEARS</b>
<b>Residential Overcharge</b>	<b>\$62,487,070</b>	<b>\$546,680,148</b>
Residents	365,632	
<b>Average - Yearly cost per Resident</b>	<b>\$170.90</b>	

2008	2007	2006	2005	2004	2003	2002	2001	2000	1999
\$538,280	\$469,735	\$488,358	\$414,166	\$370,323	\$372,247	\$337,656	\$336,495	\$318,854	\$311,071
\$561,171	\$463,555	\$464,685	\$372,348	\$319,659	\$321,196	\$314,275	\$308,727	\$300,982	\$292,756
\$1,099,451	\$933,290	\$953,043	\$786,514	\$689,982	\$693,443	\$651,931	\$645,222	\$619,836	\$603,827
5,363,697	5,478,280	5,650,986	5,542,498	5,389,616	5,438,697	4,896,009	4,895,532	4,621,869	4,513,203
7,314,128	7,160,361	7,157,602	6,948,730	6,696,646	6,840,708	6,558,145	6,416,130	6,258,555	6,113,617
12,677,825	12,638,641	12,808,588	12,491,228	12,086,262	12,279,405	11,454,154	11,311,662	10,880,424	10,626,820
10.04	8.57	8.64	7.47	6.87	6.84	6.90	6.87	6.90	6.89
7.71	6.51	6.53	5.40	4.81	4.73	4.83	4.85	4.84	4.82
17.75	15.08	15.17	12.87	11.68	11.57	11.73	11.72	11.74	11.71
8.875	7.54	7.585	6.435	5.84	5.785	5.865	5.86	5.87	5.855
10.04	8.57	8.64	7.47	6.87	6.84	6.90	6.87	6.90	6.89
1.165	1.030	1.055	1.035	1.030	1.055	1.035	1.010	1.030	1.035
<b>\$62,487,070</b>	<b>\$57,795,854</b>	<b>\$59,617,902</b>	<b>\$58,473,354</b>	<b>\$55,513,045</b>	<b>\$57,378,253</b>	<b>\$51,652,895</b>	<b>\$49,444,873</b>	<b>\$47,605,251</b>	<b>\$46,711,651</b>

## Operating Summary

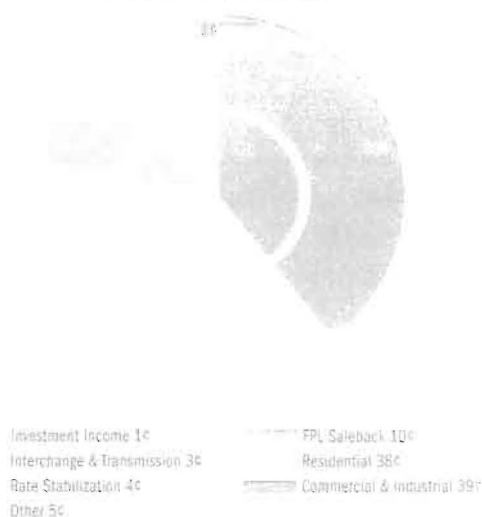
Electric System, Bulk Power System and St Johns River Power Park

		2008-07	2007-06
Electric revenues (000s omitted):	Residential	\$538,280	\$469,735
	Commercial and industrial	561,171	463,555
	Public street lighting	11,665	9,851
	Sales for resale	48,380	48,522
	Florida Power & Light saleback	137,910	137,463
	Total	\$1,297,406	\$1,129,126
Sales (megawatt hours):	Residential	5,363,697	5,478,280
	Commercial and industrial	7,314,128	7,160,361
	Public street lighting	116,966	112,760
	Sales for resale		
	Territorial	437,870	479,425
	Off-system	457,421	649,193
	Florida Power & Light saleback	2,635,812	3,059,195
	Total	16,325,894	16,939,214
Average number of accounts:	Residential	365,632	364,284
	Commercial and industrial	45,207	44,440
	Public street lighting	3,576	3,565
	Sales for resale (1)	3	6
	Total	414,418	412,295
System installed capacity - MW (2)		3,241	3,241
Peak demand - MW (60 minute net)		2,914	2,919
System load factor-- %		54%	54%
Residential averages--annual:	Revenue per account - \$	1,472.19	1,289.48
	KWH per account	14,670	15,038
	Revenue per KWH - ¢	10.04	8.57
All other retail--annual:	Revenue per account - \$	11,742.53	9,861.60
	KWH per account	152,330	151,508
	Revenue per KWH - ¢	7.71	6.51
Heating-cooling degree days		3,785	3,803

(1) Includes Florida Power & Light, but does not include the average number of off-system non-firm sales customers.

(2) Includes JEA's 50% share of the SJRPP's two coal-fired generating units (638 net megawatts each) and JEA's 23.64% share of Scherer's 846 net megawatt coal-fired generating Unit 4. System installed capacity is reported based on winter capacity.

### Electric Revenue Sources



2006-05	2005-04	2004-03	2003-02	2002-01	2001-00	2000-99	1999-98
1488,358	1414,166	1370,323	1372,247	1337,666	1336,495	1318,554	1311,071
404,685	372,346	319,459	321,196	314,275	308,727	300,683	292,756
9,597	8,564	7,919	7,880	7,850	7,688	7,637	6,127
43,759	40,189	38,358	39,061	25,731	32,238	27,145	34,069
117,616	122,256	112,938	105,483	115,945	118,136	116,724	112,169
11,124,259	1057,323	1049,197	1026,867	1000,657	1003,291	1070,742	1056,422
5,050,886	5,542,498	5,359,616	5,439,697	4,896,009	4,925,522	4,721,869	4,513,203
7,157,602	6,545,730	6,596,646	6,840,708	6,558,145	5,416,170	6,258,555	6,113,617
139,173	107,797	111,453	114,940	111,052	114,427	109,245	93,944
522,134	492,716	468,324	435,934	433,343	472,655	470,255	459,129
593,750	568,442	630,007	374,728	229,554	316,875	176,094	532,274
2,649,427	2,577,860	2,656,656	2,912,075	2,953,814	3,006,655	2,939,923	2,818,502
16,664,077	16,239,765	15,952,632	15,110,582	15,211,933	15,222,434	14,576,241	14,509,669
151,232	149,139	141,162	135,815	129,589	129,537	116,330	135,857
41,442	39,151	38,611	35,917	37,236	36,475	36,540	34,866
3,561	3,539	3,581	3,543	3,299	3,179	3,366	2,916
7	2	2	2	2	2	2	3
492,142	391,631	383,355	377,377	370,226	393,053	355,573	348,072
1,219	1,049	1,095	1,095	2,545	2,825	2,481	2,342
2,910	2,860	2,644	3,655	2,607	2,666	2,478	2,427
57%	55%	57%	49%	56%	53%	59%	55%
1,367,06	1,189,25	1,085,48	1,108,16	1,024,48	1,040,65	1,090,95	1,092,36
15,810	15,875	15,798	16,181	14,855	15,131	14,626	14,542
6,64	7,47	6,87	6,64	6,90	6,87	6,90	6,86
10,562,37	8,918,09	7,764,17	7,937,19	7,922,36	8,097,67	7,784,35	7,926,27
161,375	165,236	161,304	167,755	164,124	165,272	169,932	164,344
4,63	5,40	4,81	4,73	4,83	4,85	4,84	4,82
4,052	4,035	4,217	4,167	3,688	4,035	3,323	

Electric Revenue Uses



**Ruth Nettles**

090000

**From:** Ruth Nettles  
**Sent:** Tuesday, June 09, 2009 11:12 AM  
**To:** Dale Mailhot  
**Cc:** Adam Teitzman  
**Subject:** FW: Verizon Residential Complaint

*RUN*

I left you all off the e-mail distribution for this Verizon Complaint. My apologies.

Ruth

---

**From:** Filings@psc.state.fl.us  
**Sent:** Tuesday, June 09, 2009 10:23 AM  
**To:** 'mrskinner@tecoenergy.com'  
**Cc:** Rhonda Hicks; Ruth McHargue; Dorothy Menasco; Marguerite McLean  
**Subject:** FW: Verizon Residential Complaint

Dear Ms. Skinner:

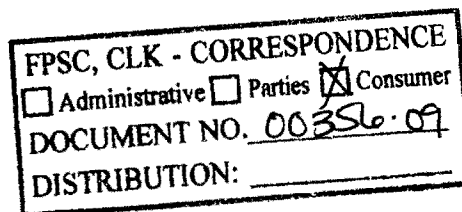
Complaints serve as a valuable source of information to the Florida Public Service Commission (PSC). In order to allow the PSC to more efficiently process its customer complaints, all customers are asked to send complaints to the PSC in the following manner:

- \* If you choose to fax your complaint, please fax it to (800) 511-0809.
- \* E-mailed complaints and complaint correspondence should be sent to: [Contact@psc.state.fl.us](mailto:Contact@psc.state.fl.us)

We have forwarded your complaint to our Division of Regulatory Compliance and Consumer Assistance, as they handle consumer complaints.

Sincerely,

Ruth Nettles  
Office of Commission Clerk  
850-413-6770



---

**From:** Skinner, Miki [mailto:mrskinner@tecoenergy.com]  
**Sent:** Monday, June 08, 2009 6:22 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Skinner, Miki  
**Subject:** Verizon Residential Complaint

I paid my Verizon residential account online on Thursday 6/4/09 @ 7:32 am with my debit card in the amount of \$127.13 received confirmation # 201594975 that my payment successfully posted. Every month I enter my debit card information manually & never choose the option to save my card's information. The amount of \$127.13 was taken out of my checking account on 6/5/09 by Verizon. I went online today 6/8/09 to check on my account online, just to make sure everything was up to date. I realized there was a credit issue in the amount of \$127.13. I called Verizon spoke to billing representative name (Tina) she indicated to me that I paid three times this month for my account 6/3/09, 6/4/09 & 6/8/09 for the same amount of \$127.13. I explained to Tina that is not true that I only authorized one payment & that was on 6/4/09. Tina then in result transferred me to another department that turned out to be

6/9/2009

her department once again. This time I spoke to (Robert), he could not locate why my debit card was being used multiple times to make a payment. He then transferred me to Verizon E-Center (1-877-500-5209), which I was on hold for about two hours waiting for a representative to answer the phone. I spoke to (Dejuan) in the E-Center department; he was not very communicative towards regarding my problem & only spoke to me for about 2 minutes. His only reply to me was "I will have my boss research it & we will get back with you." After waiting two hours, that is the type of solution I receive. At that point, I decided to contact the FPSC directly I spoke to (Daniel) he transferred me over to (Lisa Miller) with Verizon Executive Office. She took down my information & told me we will call you back in 24 hours. I was told by (Daniel) that if Verizon did not help me to file a complaint with the FPSC. I am not satisfied with the fact that Verizon is taking my personal billing information & miss using it applying multiple charges to my account with their company for their own benefit. Which in result, is going to cause me NSF charges through my bank & my other important bills to not go through. Verizon just tells their customers "oh we will research it," while their so called valued customer is getting hit with charges by their bank & other companies for Verizon's error. I have attempted to contact my bank to have them not authorize the amount of \$254.26 to be taken from account & my bank wants to charge me \$80 each for stopping the amount. I feel that Verizon should refund me the amount \$254.26, pay any or all NSF charges that I receive due to their error & a written letter of apology. I do feel that Verizon has conducted theft, by stealing \$254.26 out my checking account without my authorization.

Verizon Acct# 151212061624808404

I can be reached at 813-469-7370

Thank you.

Miki Skinner

---

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**Ruth Nettles**

090000-5T.

**From:** Filings@psc.state.fl.us  
**Sent:** Tuesday, June 09, 2009 10:23 AM  
**To:** 'mrskinner@tecoenergy.com'  
**Cc:** Rhonda Hicks; Ruth McHargue; Dorothy Menasco; Marguerite McLean  
**Subject:** FW: Verizon Residential Complaint

Dear Ms. Skinner:

Complaints serve as a valuable source of information to the Florida Public Service Commission (PSC). In order to allow the PSC to more efficiently process its customer complaints, all customers are asked to send complaints to the PSC in the following manner:

- \* If you choose to fax your complaint, please fax it to (800) 511-0809.
- \* E-mailed complaints and complaint correspondence should be sent to: [Contact@psc.state.fl.us](mailto:Contact@psc.state.fl.us)

We have forwarded your complaint to our Division of Regulatory Compliance and Consumer Assistance, as they handle consumer complaints.

Sincerely,

Ruth Nettles  
Office of Commission Clerk  
850-413-6770

---

**From:** Skinner, Miki [<mailto:mrskinner@tecoenergy.com>]  
**Sent:** Monday, June 08, 2009 6:22 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Skinner, Miki  
**Subject:** Verizon Residential Complaint

I paid my Verizon residential account online on Thursday 6/4/09 @ 7:32 am with my debit card in the amount of \$127.13 received confirmation # 201594975 that my payment successfully posted. Every month I enter my debit card information manually & never choose the option to save my card's information. The amount of \$127.13 was taken out of my checking account on 6/5/09 by Verizon. I went online today 6/8/09 to check on my account online, just to make sure everything was up to date. I realized there was a credit issue in the amount of \$127.13. I called Verizon spoke to billing representative name (Tina) she indicated to me that I paid three times this month for my account 6/3/09, 6/4/09 & 6/8/09 for the same amount of \$127.13. I explained to Tina that is not true that I only authorized one payment & that was on 6/4/09. Tina then in result transferred me to another department that turned out to be her department once again. This time I spoke to (Robert), he could not locate why my debit card was being used multiple times to make a payment. He then transferred me to Verizon E-Center (1-877-500-5209), which I was on hold for about two hours waiting for a representative to answer the phone. I spoke to (Dejuan) in the E-Center department; he was not very communicative towards regarding my problem & only spoke to me for about 2 minutes. His only reply to me was "I will have my boss research it & we will get back with you." After waiting two hours, that is the type of solution I receive. At that point, I decided to contact the FPSC directly I spoke to (Daniel) he transferred me over to (Lisa Miller) with Verizon Executive Office. She took down my information & told me we will call you back in 24 hours. I was told by (Daniel) that if Verizon did not help me to file a complaint with the FPSC. I am not satisfied with the fact that Verizon is taking my personal billing information & miss using it applying multiple charges to my account with their company for their own benefit. Which in result, is going to cause me NSF charges through my bank

6/9/2009



& my other important bills to not go through. Verizon just tells their customers "oh we will research it," while their so called valued customer is getting hit with charges by their bank & other companies for Verizon's error. I have attempted to contact my bank to have them not authorize the amount of \$254.26 to be taken from account & my bank wants to charge me \$80 each for stopping the amount. I feel that Verizon should refund me the amount \$254.26, pay any or all NSF charges that I receive due to their error & a written letter of apology. I do feel that Verizon has conducted theft, by stealing \$254.26 out my checking account without my authorization.

Verizon Acct# 151212061624808404

I can be reached at 813-469-7370

Thank you.

Miki Skinner

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NOTICE: This email is intended only for the individual(s) to whom it is addressed and may contain confidential information. If you have received this email by mistake, please notify the sender immediately, delete this email from your system and do not copy or disclose it to anyone else. Although we take precautions to protect against viruses, we advise you to take your own precautions to protect against viruses as we accept no liability for any which remain.

090000

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RYDER S. RUDD, DIRECTOR  
OFFICE OF STRATEGIC ANALYSIS &  
GOVERNMENTAL AFFAIRS  
(850) 413-6800

Public Service Commission

April 27, 2009

Debra Poppell, Division Director  
Division of State Lands/DEP  
Board of Trustees of The Internal Improvement Trust Fund  
3900 Commonwealth Blvd. MS 100  
Tallahassee, Florida 32399

Re: 2009 Ten Year Site Plans

Dear Ms. Poppell:

FPSC, CLK - CORRESPONDENCE  
Administrative Parties  Consumer  
DOCUMENT NO. 00 356-09  
DISTRIBUTION: \_\_\_\_\_

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Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

Please review the enclosed Ten-Year Site Plans and provide comments if desired on their suitability as planning documents. In addition to your full comments, please provide a brief summary (2 paragraphs) of your review. Please forward all comments to me by Wednesday, July 1, 2009. If you have any questions, feel free to call me at (850) 413-6626 or Robert Graves at (850) 413-7009. Thank you for your assistance.

Sincerely,

Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

cc: Office of Commission Clerk (Cole) ✓  
Office of Strategic Analysis & Government Affairs (Rudd, Trapp, Ballinger)  
Office of the General Counsel (Fleming)

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Public Service Commission

April 27, 2009

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The Board of Trustees of the Internal Improvement  
Trust Fund  
Attn: Division of State Lands/Debra Poppell, Director  
3900 Commonwealth Blvd, MS 100  
Tallahassee, FL 32399

**Re: 2009 Ten Year Site Plans**

Dear Ms. Poppell:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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Public Service Commission

April 27, 2009

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Department of Health  
Dr. Lisa Conti, Director of Environmental Health  
4052 Bald Cypress Way, Bin #A08  
Tallahassee, FL 32399-1709

**Re: 2009 Ten Year Site Plans**

Dear Dr. Conti:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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Office of the General Counsel (Fleming)

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Public Service Commission

April 27, 2009

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Florida Department of Transportation  
Ms. Marjorie Bixby-Manager of Environmental  
Management Office  
605 Suwannee St., MS 37  
Tallahassee, FL 32399-0450

**Re: 2009 Ten Year Site Plans**

Dear Ms. Bixby:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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Office of the General Counsel (Fleming)

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(850) 413-6800

Public Service Commission

April 23, 2009

Mr. Jeremy Susac, Executive Director  
Florida Energy & Climate Commission  
Executive Office of the Governor  
600 South Calhoun St., Suite 251  
Tallahassee, FL 32399

**Re: 2009 Ten Year Site Plans**

Dear Mr. Susac:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Sincerely,

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

cc: Office of Commission Clerk (Cole)  
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Public Service Commission

April 23, 2009

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Mr. Ernie Barany, Inspector Supervisor  
Bureau of Energy  
Florida Dept. of Agriculture & Consumer Services  
3125 Conner Blvd., Suite N  
Tallahassee, Florida 32399-1650

Re: 2009 Ten Year Site Plans

Dear Mr. Barany:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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# Public Service Commission

April 23, 2009

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Ms. Mary Ann Poole  
Director, Office of Environmental Services  
Fish and Wildlife Conservation Commission  
620 South Meridian St.  
Tallahassee, Florida 32399-1600

Re: 2009 Ten Year Site Plans

Dear Ms. Poole:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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(850) 413-6800

## Public Service Commission

April 23, 2009

Ms. Marlene Conaway  
Chief of Comprehensive Planning  
Department of Community Affairs  
2555 Shumard Oak Blvd.  
Tallahassee, Florida 32399-2100

Re: 2009 Ten Year Site Plans

Dear Ms. Conaway:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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Office of Strategic Analysis & Government Affairs (Rudd, Trapp, Ballinger)  
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(850) 413-6800

Public Service Commission

April 23, 2009

Mr. Dave Moore, Planning Director  
Southwest Florida Water Management District  
2379 Broad Street  
Brooksville, Florida 34609-6899

Re: 2009 Ten Year Site Plans

Dear Mr. Moore:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
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Enclosure

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STATE OF FLORIDA



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(850) 413-6800

## Public Service Commission

April 23, 2009

Ms. Marlene Conaway  
Chief of Comprehensive Planning  
Department of Community Affairs  
2555 Shumard Oak Blvd.  
Tallahassee, Florida 32399-2100

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Phillip O. Ellis  
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Public Service Commission

April 23, 2009

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Mr. Mike Halpin  
Administrator, Siting Coordination Office  
Dept. of Environmental Protection  
3900 Commonwealth Blvd., Mailstation 48  
Tallahassee, Florida 32399-3000

Re: 2009 Ten Year Site Plans

Dear Mr. Halpin:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Sincerely,

A handwritten signature in black ink, appearing to read "Phillip O. Ellis".

Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

cc: Office of Commission Clerk (Cole)  
Office of Strategic Analysis & Government Affairs (Rudd, Trapp, Ballinger)  
Office of the General Counsel (Fleming)

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RYDER S. RUDD, DIRECTOR  
OFFICE OF STRATEGIC ANALYSIS &  
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(850) 413-6800

## Public Service Commission

April 23, 2009

Ms. June Fisher  
Director, County Development  
Desoto County  
201 East Oak St., Suite 204  
Arcadia, Florida 34266

Re: 2009 Ten Year Site Plans

Dear Ms. Fisher:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Public Service Commission

April 23, 2009

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Ms. Joy Blackmon  
Escambia County Planning and Zoning  
1190 West Leonard St.  
Pensacola, Florida 32501

Re: 2009 Ten Year Site Plans

Dear Ms. Blackmon:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

Mr. Paul O'Conner  
Director, Community Development  
Lee County  
1500 Monroe St.  
Ft. Myers, Florida 33901

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Re: 2009 Ten Year Site Plans

Dear Mr. O'Conner:

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## Public Service Commission

April 23, 2009

Mr. Ken John  
Assistant Director  
St. Johns River Water Management District  
4049 Reid Street  
Palatka, Florida 32177

Re: 2009 Ten Year Site Plans

Dear Mr. John:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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April 23, 2009

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Mr. Chris Testerman  
Planning Manager, Planning Division  
Orange County  
201 S. Rosalind Ave., 2<sup>nd</sup> Floor  
Orlando, Florida 32801

Re: 2009 Ten Year Site Plans

Dear Mr. Testerman:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

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Ms. Cynthia Chambers  
Director, Urban Planning and Redevelopment  
Broward County  
115 S. Andrews Ave., Room 329K  
Ft. Lauderdale, Florida 33301

Re: 2009 Ten Year Site Plans

Dear Ms. Chambers:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Public Service Commission

April 23, 2009

Mr. Aref Joulani  
Acting Director of Planning & Environmental Resources  
Monroe County  
2798 Overseas Highway, Suite 400  
Marathon, Florida 33050

Re: 2009 Ten Year Site Plans

Dear Mr. Joulani:

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April 23, 2009

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Mr. Alan Shatto  
Planning & Zoning Director  
Glades County  
P.O. Box 85  
Moore Haven, Florida 33471

Re: 2009 Ten Year Site Plans

Dear Mr. Shatto:

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Public Service Commission

April 14, 2009

Mr. Lorenzo Aghemo  
Planning Director  
Palm Beach County  
2300 North Jog Road  
West Palm Beach, Florida 33411

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Re: 2009 Ten Year Site Plans

Dear Mr. Aghemo:

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# Public Service Commission

April 14, 2009

Mr. Danny Griner  
Taylor County  
201 East Green Street  
Perry, Florida 32348

Re: 2009 Ten Year Site Plans

Dear Mr. Griner:

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Public Service Commission

April 23, 2009

Mr. Rick Pettis  
Director, Community Development  
Jackson County  
4487 Lafayette Street  
Marianna, Florida 32448

Re: 2009 Ten Year Site Plans

Dear Mr. Pettis:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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# Public Service Commission

April 23, 2009

Mrs. Dolores Monaco  
Secretary I  
West Florida Regional Planning Council  
4081 East Olive Road, Suite A  
Pensacola, Florida 32514

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Re: 2009 Ten Year Site Plans

Dear Mrs. Monaco:

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Sincerely,

A handwritten signature in black ink, appearing to read "Phillip O. Ellis".

Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

cc: Office of Commission Clerk (Cole)  
Office of Strategic Analysis & Government Affairs (Rudd, Trapp, Ballinger)  
Office of the General Counsel (Fleming)

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## Public Service Commission

April 23, 2009

Mr. Scott R. Koons  
Executive Director  
North Central Florida Regional Planning Council  
2009 NW 67<sup>th</sup> Place, Suite A  
Gainesville, Florida 32653-1603

Re: 2009 Ten Year Site Plans

Dear Mr. Koons:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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# Public Service Commission

April 23, 2009

Ms. Patricia M. Steed  
Executive Director  
Central Florida Regional Planning Council  
P. O. Box 2089  
Bartow, Florida 33831

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**Re: 2009 Ten Year Site Plans**

Dear Ms. Steed:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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# Public Service Commission

April 23, 2009

Mr. Phil Laurien  
Executive Director  
East Central Florida Regional Planning Council  
631 N. Wymore Rd., Suite 100  
Maitland, Florida 32751

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Re: 2009 Ten Year Site Plans

Dear Mr. Laurien:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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(850) 413-6800

Public Service Commission

April 23, 2009

Mr. David Y. Burr  
Executive Director  
Southwest Florida Regional Planning Council  
1926 Victoria Avenue  
Ft. Myers, Florida 33901

Re: 2009 Ten Year Site Plans

Dear Mr. Burr:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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April 23, 2009

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Ms. Diane O'Quinn-Williams  
Planning Section Supervisor  
Miami-Dade County Planning Department  
111 NW First St., Suite 1210  
Miami, Florida 33128

Re: 2009 Ten Year Site Plans

Dear Ms. O'Quinn-Williams:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

Mr. Manny Pumariega  
Executive Director  
Tampa Bay Regional Planning Council  
4000 Gateway Centre Blvd., Suite 100  
Pinellas Park, Florida 33782

Re: 2009 Ten Year Site Plans

Dear Mr. Pumariega:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Strategic Analysis & Government Affairs

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## Public Service Commission

April 23, 2009

Mr. Paul Thorpe  
Resource Planning Director  
Northwest Florida Water Management District  
81 Water Management Drive  
Havana, Florida 32333-9700

Re: 2009 Ten Year Site Plans

Dear Mr. Thorpe:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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(850) 413-6800

# Public Service Commission

April 23, 2009

Mr. Dan Shaw, Director  
Bay County Planning & Zoning  
707 Jenks Avenue, Suite B  
Panama City, Florida 32401-2586

Re: 2009 Ten Year Site Plans

Dear Mr. Shaw:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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# Public Service Commission

April 23, 2009

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Mr. Michael J. Busha  
Executive Director  
Treasure Coast Regional Planning Council  
301 East Ocean Blvd., Suite 300  
Stuart, Florida 34994

Re: 2009 Ten Year Site Plans

Dear Mr. Busha:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Public Service Commission

April 23, 2009

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Mr. Peter Aluotto, AICP, Director  
Hillsborough County Planning & Growth Management  
County Center, 20<sup>th</sup> Floor  
601 E. Kennedy Blvd.  
Tampa, Florida 33602-4932

Re: 2009 Ten Year Site Plans

Dear Mr. Aluotto:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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# Public Service Commission

April 23, 2009

Taylor Brown, Planning Director  
Gilchrist County Community Development Department  
209 S.E. 1<sup>st</sup> Street  
Trenton, Florida 32693

Re: 2009 Ten Year Site Plans

Dear Director Brown:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

Mr. Ken Zeochner  
Alachua County Department of Growth Management  
10 Southwest 2<sup>nd</sup> Avenue, Suite 3  
Gainesville, Florida 32601

Re: 2009 Ten Year Site Plans

Dear Mr. Zeochner:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Sincerely,

A handwritten signature in black ink, appearing to read "Phillip O. Ellis".

Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

cc: Office of Commission Clerk (Cole)  
Office of Strategic Analysis & Government Affairs (Rudd, Trapp, Ballinger)  
Office of the General Counsel (Fleming)

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OFFICE OF STRATEGIC ANALYSIS &  
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## Public Service Commission

April 23, 2009

Ms. Shenley Neely  
Levy County Planning Department  
P.O.Box 1373  
Bronson, Florida 32621

Re: 2009 Ten Year Site Plans

Dear Ms. Neely:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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# Public Service Commission

April 23, 2009

Mr. Ronald Meeks  
Suwannee County Planning & Zoning  
224 Pine Avenue  
Live Oak, Florida 32064

Re: 2009 Ten Year Site Plans

Dear Mr. Meeks:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

Mr. Ken Zechner  
Alachua County Department of Growth Management  
10 Southwest 2<sup>nd</sup> Avenue, Suite 3  
Gainesville, Florida 32601

Re: 2009 Ten Year Site Plans

Dear Mr. Zechner:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

Mr. James Fenton, Director  
Florida Solar Energy Center  
1679 Clearlake Road  
Cocoa, Florida 32922-5703

Re: 2009 Ten Year Site Plans

Dear Mr. Fenton:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

Ms. Nicki Van Vonno  
Director, Growth Management  
Martin County  
2401 SE Monterey Rd.  
Stuart, Florida 34996

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Re: 2009 Ten Year Site Plans

Dear Ms. Vonno:

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April 23, 2009

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Mr. Robert Nix  
Director of Community Development  
St. Lucie County  
2300 Virginia Avenue  
Ft. Pierce, Florida 34982

Re: 2009 Ten Year Site Plans

Dear Mr. Nix:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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# Public Service Commission

April 23, 2009

Ms. Carol Clarke  
Director of Planning  
Manatee County  
1112 Manatee Ave., West, 4<sup>th</sup> Floor  
Bradenton, Florida 34206

Re: 2009 Ten Year Site Plans

Dear Ms. Clarke:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Strategic Analysis & Government Affairs

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Public Service Commission

April 23, 2009

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Ms. Robin Sobrina  
Director of Planning & Zoning  
Brevard County  
2725 Judge Fran Jamieson Way, Bldg. A  
Viera, Florida 32940

Re: 2009 Ten Year Site Plans

Dear Ms. Sobrina:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

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Mr. Kirk Webster  
Planner  
Suwannee River Water Management District  
9225 County Road 49  
Live Oak, Florida 32060

Re: 2009 Ten Year Site Plans

Dear Mr. Webster:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Public Service Commission

April 23, 2009

Mr. James Golden  
Senior Planner/DRI Reviews  
South Florida Water Management District  
P.O. Box 24680  
West Palm Beach, Florida 33416-4680

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Re: 2009 Ten Year Site Plans

Dear Mr. Golden:

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(850) 413-6800

## Public Service Commission

April 23, 2009

Mrs. Carolyn A. Dekle  
Executive Director  
South Florida Regional Planning Council  
3440 Hollywood Blvd., Suite 140  
Hollywood, Florida 33021

Re: 2009 Ten Year Site Plans

Dear Mrs. Dekle:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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## Public Service Commission

April 23, 2009

Mr. Michael Kloehn  
Director of Planning  
Osceola County  
One Courthouse Square, Suite 1400  
Kissimmee, Florida 34741

Re: 2009 Ten Year Site Plans

Dear Mr. Kloehn:

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Please review the enclosed Ten-Year Site Plans and provide comments if desired on their suitability as planning documents. In addition to your full comments, please provide a brief summary (2 paragraphs) of your review. Please forward all comments to me by Wednesday, July 1, 2009. If you have any questions, feel free to call me at (850) 413-6626 or Robert Graves at (850) 413-7009. Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Phillip O. Ellis".

Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

cc: Office of Commission Clerk (Cole)  
Office of Strategic Analysis & Government Affairs (Rudd, Trapp, Ballinger)  
Office of the General Counsel (Fleming)

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NANCY ARGENZIANO  
NATHAN A. SKOP

STATE OF FLORIDA



RYDER S. RUDD, DIRECTOR  
OFFICE OF STRATEGIC ANALYSIS &  
GOVERNMENTAL AFFAIRS  
(850) 413-6800

Public Service Commission

April 23, 2009

RECEIVED-FPSC  
09 APR 28 AM 9:19  
COMMISSION  
CLERK

Mr. Patrick Kennedy  
Director of Planning & Development Services  
Putnam County  
P.O.Box 1486  
Palatka, Florida 32178

Re: 2009 Ten Year Site Plans

Dear Mr. Kennedy:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
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Enclosure

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STATE OF FLORIDA



RYDER S. RUDD, DIRECTOR  
OFFICE OF STRATEGIC ANALYSIS &  
GOVERNMENTAL AFFAIRS  
(850) 413-6800

Public Service Commission

April 23, 2009

Mr. Dave Moore  
Planning Director  
Southwest Florida Water Management District  
2379 Broad Street  
Brooksville, Florida 34609-6899

RECEIVED-FPSC  
09 APR 28 AM 9:19  
COMMISSION  
CLERK

Re: 2009 Ten Year Site Plans

Dear Mr. Moore:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Enclosure

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STATE OF FLORIDA



RYDER S. RUDD, DIRECTOR  
OFFICE OF STRATEGIC ANALYSIS &  
GOVERNMENTAL AFFAIRS  
(850) 413-6800

# Public Service Commission

April 23, 2009

Mr. Michael Kloehn  
Director of Planning  
Osceola County  
One Courthouse Square, Suite 1400  
Kissimmee, Florida 34741

RECEIVED--FPSC  
09 APR 28 AM 9:19  
COMMISSION  
CLERK

Re: 2009 Ten Year Site Plans

Dear Mr. Kloehn:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Strategic Analysis & Government Affairs

Enclosure

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STATE OF FLORIDA



RYDER S. RUDD, DIRECTOR  
OFFICE OF STRATEGIC ANALYSIS &  
GOVERNMENTAL AFFAIRS  
(850) 413-6800

# Public Service Commission

April 23, 2009

Mr. Patrick Kennedy  
Director of Planning & Development Services  
Putnam County  
P.O.Box 1486  
Palatka, Florida 32178

RECEIVED-FPSC  
09 APR 28 AM 9:19  
COMMISSION  
CLERK

Re: 2009 Ten Year Site Plans

Dear Mr. Kennedy:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10vrsiteplans.aspx>.

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Strategic Analysis & Government Affairs

Enclosure

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STATE OF FLORIDA



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OFFICE OF STRATEGIC ANALYSIS &  
GOVERNMENTAL AFFAIRS  
(850) 413-6800

## Public Service Commission

April 23, 2009

Mr. Dave Moore  
Planning Director  
Southwest Florida Water Management District  
2379 Broad Street  
Brooksville, Florida 34609-6899

Re: 2009 Ten Year Site Plans

Dear Mr. Moore:

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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NATHAN A. SKOP

STATE OF FLORIDA



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OFFICE OF STRATEGIC ANALYSIS &  
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(850) 413-6800

# Public Service Commission

April 23, 2009

Mr. Mike Saylor  
Director, Planning & Development  
Duval County  
124 East Forsyth St., Suite 700  
Jacksonville, Florida 32202

RECEIVED-FPSC  
09 APR 28 AM 9:19  
COMMISSION  
CLERK

**Re: 2009 Ten Year Site Plans**

Dear Mr. Saylor:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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Office of the General Counsel (Fleming)

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STATE OF FLORIDA



RYDER S. RUDD, DIRECTOR  
OFFICE OF STRATEGIC ANALYSIS &  
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(850) 413-6800

# Public Service Commission

April 23, 2009

Mr. Merle Bishop  
Director, Growth Management  
Polk County  
P. O. Box 9005, Drawer GM 01  
Bartow, Florida 33831-9005

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09 APR 28 AM 9:19  
COMMISSION  
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**Re: 2009 Ten Year Site Plans**

Dear Mr. Bishop:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Sincerely,

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

cc: Office of Commission Clerk (Cole)  
Office of Strategic Analysis & Government Affairs (Rudd, Trapp, Ballinger)  
Office of the General Counsel (Fleming)

---

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STATE OF FLORIDA



RYDER S. RUDD, DIRECTOR  
OFFICE OF STRATEGIC ANALYSIS &  
GOVERNMENTAL AFFAIRS  
(850) 413-6800

Public Service Commission

April 23, 2009

Mr. Lorenzo Aghemo  
Planning Director  
Palm Beach County  
2300 North Jog Road  
West Palm Beach, Florida 33411

RECEIVED-FPSC  
09 APR 28 AM 9:19  
COMMISSION  
CLERK

**Re: 2009 Ten Year Site Plans**

Dear Mr. Aghemo:

Pursuant to Section 186.801, Florida Statutes, the Florida Public Service Commission (Commission) is responsible for reviewing electric utility Ten-Year Site Plans, classifying them as "suitable" or "unsuitable." As part of its review, the Commission must solicit the views of appropriate state, regional, and local agencies. Enclosed are copies of Ten-Year Site Plans for the utilities that have identified preferred or potential plant sites in your jurisdiction. Please note that these plans are not designed to give information about proposed facilities in such detail as would be required for a development permit or other formal process. These plans have been made accessible from the following Commission website: <http://www.psc.state.fl.us/utilities/electricgas/10yrsiteplans.aspx>.

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Phillip O. Ellis  
Strategic Analysis & Government Affairs

Enclosure

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Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)



**Dorothy Menasco***Crews*

**From:** Dorothy Menasco  
**Sent:** Tuesday, April 14, 2009 5:08 PM  
**To:** 'damonutilities@embarqmail.com'  
**Cc:** Ann Cole; Sharon Allbritton; Jennifer Brubaker; Katie Ely  
**Subject:** FW: Order or Notice issued by the Public Service Commission (Email ID = 982117)

FPSC, CLK - CORRESPONDENCE

Administrative Parties  Consumer

DOCUMENT NO. 00356-09

DISTRIBUTION: \_\_\_\_\_

Ms. Crews:

We are in receipt of your e-mail below. Your e-mail is being forwarded to the Office of General Counsel for review and follow-up.

If you have any questions regarding any particular docket or document filing, you may contact our office at 850-413-6770.

*Dorothy Menasco*  
*Chief Deputy Commission Clerk*  
*Florida Public Service Commission*  
*Office of Commission Clerk*  
*850-413-6770*

**From:** Katie Ely  
**Sent:** Tuesday, April 14, 2009 4:43 PM  
**To:** Dorothy Menasco  
**Subject:** FW: Order or Notice issued by the Public Service Commission (Email ID = 982117)

**From:** Damon Utilities [mailto:damonutilities@embarqmail.com]  
**Sent:** Tuesday, April 14, 2009 4:32 PM  
**To:** Records Clerk  
**Subject:** Re: Order or Notice issued by the Public Service Commission (Email ID = 982117)

I need to know if I can leagally discontinue charging a base facility charge for water and sewer on a house that is for sale? This house has a sign in the yard and is for sale. I do not know the rule on this. Thanks Deborah Crews Clerk

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

**From:** Commission Clerk  
**Sent:** Monday, January 05, 2009 2:45 PM  
**Subject:** Order or Notice issued by the Public Service Commission (Email ID = 982117)

The attached order or notice has been issued by the Public Service Commission.

If you have any problems opening this attachment, please contact the Office of Commission Clerk by reply email or at 850-413-6770.

When replying, please do not alter the subject line; as it is used to process your reply.

Thank you.

4/14/2009

**Dorothy Menasco**

090000

**From:** Filings@psc.state.fl.us  
**Sent:** Thursday, March 12, 2009 3:02 PM  
**To:** 'jrбу@aol.com'  
**Cc:** Ann Cole  
**Subject:** FW: NOTICE AND EVIDENCE OF ERROR, U.S. COURT OF APPEALS, 11TH CIRCUIT  
**Attachments:** NOTICE AND EVIDENCE OF ERROR res 7.pdf

FPSC, CLK - CORRESPONDENCE  
 Administrative  Parties  Consumer  
 DOCUMENT NO. 00356-09  
 DISTRIBUTION: \_\_\_\_\_

Mr. Busse:

The Florida Public Service Commission (PSC) facilitates the efficient provision of safe and reliable utility services.

Per our telephone conversation today, this matter is not related to any matter docketed or undocketed before the PSC. You agreed that the PSC should not be receiving these electronic filings and would remove this e-mail address from the e-mail list.

Thank you for your help in this matter.

*Dorothy Menasco*  
*Chief Deputy Commission Clerk*  
*Florida Public Service Commission*  
*Office of Commission Clerk*  
 850-413-6770

**From:** JRBU@aol.com [mailto:JRBU@aol.com]  
**Sent:** Thursday, March 12, 2009 2:09 PM  
**To:** editor@reuters.com; patricia.wilson.reuters.com@reuters.net; todd.eastham@reuters.com; stella.dawson@reuters.com; arshad.mohammed@reuters.com; randall.mikkelsen@reuters.com; steve.holland@reuters.com; john.whitesides@reuters.com; news@capitolhillbureau.org; sheberer@pbs.org; countdown@msnbc.com; KOlbermann@msnbc.com; CJ@MSNBC.com; JTrippi@MSNBC.com; hardball@msnbc.com; abramsreport@msnbc.com; dshuster@msnbc.com; dennis.sullivan@msnbc.com; norville@msnbc.com; joe@msnbc.com; msnbcinvestigates@msnbc.com; feedback@msnbc.com; rreagan@msnbc.com; viewerservices@msnbc.com; brian.williams@msnbc.com; imus@msnbc.com; chris.matthews@msnbc.com; msnbcreports@msnbc.com; today@nbc.com; info@cnbc.com; dateline@nbc.com; nightly@nbc.com; MTP@nbc.com; tom.lea@nbc.com; steve.majors@nbc.com; susan.dutcher@nbc.com; rod.prince@nbc.com; jonathan.wald@nbc.com; lisa.hsia@nbc.com; betsy.fischer@nbc.com; mtp@nbc.com; NETAUDR@abc.com; 2020@abc.com; intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopdyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@exectitle.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov; Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov; Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov;

3/12/2009

Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov;  
Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov;  
Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov;  
Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;  
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Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
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Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yvetta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgsu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalor@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLL.ORG; MSCOTT@SHERIFFLEEFLL.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org; PublicAffairsLaw@yale.edu; Law.StudentAffairs@yale.edu;  
DukeNews@duke.edu; presma@law.duke.edu; vaughn@law.duke.edu; wheeler-berliner@law.duke.edu; News@NYUlaw;  
Law.Magazine@nyu.edu; Law.Library@nyu.edu; Sealer@uchicago.edu; kmc327@cornell.edu; richard-  
robinson@lawschool.cornell.edu; richard-geiger@lawschool.cornell.edu; peter-cronin@lawschool.cornell.edu;  
alumni@lawschool.cornell.edu; john-derosa@lawschool.cornell.edu; martha-fitzgerald@lawschool.cornell.edu; anne-  
lakingbeal@lawschool.cornell.edu; charles-cramton@lawschool.cornell.edu; sue-baudendistle@lawschool.cornell.edu; paul-  
weber@lawschool.cornell.edu; larry-bush@lawschool.cornell.edu; claire-germain@lawschool.cornell.edu; lawlib@cornell.edu;  
admis@law.georgetown.edu; alumnlaw@law.georgetown.edu; aclr@law.georgetown.edu; applit@law.georgetown.edu;  
barristers@law.georgetown.edu  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
chuck.babbington@washingtonpost.com; bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com;  
barkerk@washpost.com; barkinr@washpost.com; barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com;  
behrp@washpost.com; belmanf@washpost.com; bennettp@washpost.com; benningv@washpost.com;  
bersellie@washpost.com; beyersd@washpost.com; blumj@washpost.com; bonesteelm@washpost.com;  
boustany@washpost.com; religion@washpost.com; bredemeier@washpost.com; brennanp@washpost.com;  
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cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com; clarkp@washpost.com; cohensh@washpost.com;  
cohnd@washpost.com; coopermana@washpost.com; copelandl@washpost.com; davenportc@washpost.com;  
davis@washpost.com; dawsone@washpost.com; dayk@washpost.com; deanec@washpost.com; deaned@washpost.com;

deinerj@washpost.com; deyoungk@washpost.com; dirdam@washpost.com; dobbsm@washpost.com; drezenr@washpost.com; duttj@washpost.com; dvorakp@washpost.com; edsallt@washpost.com; eggend@washpost.com; ahrensf@washpost.com; aizenmann@washpost.com; nightwatch@washpost.com; donovanc@washpost.com; newsonline@bbc.co.uk; editor@guardianunlimited.co.uk; politics.editor@guardianunlimited.co.uk; foreign@guardian.co.uk; letters@guardian.co.uk; politics@guardian.co.uk; online@guardian.co.uk; foreigneditor@independent.co.uk; newseditor@independent.co.uk; letters@iht.com; ellengoodman@globe.com; ombud@globe.com; kcooper@globe.com; letter@globe.com; johnson@globe.com; brellis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz; jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com; jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com; csimpson@tribune.com; fames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com; JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com; cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivan@csps.com; grierp@csps.com; axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marka@csps.com; mclaughlina@csps.com; ron@csmonitor.com; richew@csps.com; grays@csps.com; readers.rep@latimes.com; aaron.zitner@latimes.com; barbara.serrano@latimes.com; barry.siegel@latimes.com; James.Rainey@latimes.com; bill.rempel@latimes.com; bob.drogin@latimes.com; chuck.neubauer@latimes.com; davan.maharaj@latimes.com; david.kelly@latimes.com; david.savage@latimes.com; david.willman@latimes.com; david.zucchini@latimes.com; deborah.nelson@latimes.com; don.frederick@latimes.com; don.woutat@latimes.com; doyle.mcmanus@latimes.com; homes@resortproperty.us; homes@northcaptiva.net

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Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
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Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAIIILAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLESNET.COM; JMPASSIDOMO@NAPLESNET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmatton@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACAVAL@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKcapital.com; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
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elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEF.ORG; MSCOTT@SHERIFFLEEF.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org; PublicAffairslaw@yale.edu; Law.Studentaffairs@yale.edu;  
Dukene@duke.edu; presma@law.duke.edu; vaughn@law.duke.edu; wheeler-berliner@law.duke.edu; News@NYUlaw;  
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robinson@lawschool.cornell.edu; richard-geiger@lawschool.cornell.edu; peter-cronin@lawschool.cornell.edu;  
alumni@lawschool.cornell.edu; john-derosa@lawschool.cornell.edu; martha-fitzgerald@lawschool.cornell.edu; anne-  
lukungbeal@lawschool.cornell.edu; charles-cramton@lawschool.cornell.edu; sue-baudendistle@lawschool.cornell.edu; paul-  
weber@lawschool.cornell.edu; larry-bush@lawschool.cornell.edu; claire-germain@lawschool.cornell.edu; lawlib@cornell.edu;  
admis@law.georgetown.edu; alumnlaw@law.georgetown.edu; aclr@law.georgetown.edu; applit@law.georgetown.edu;  
barristers@law.georgetown.edu  
**Cc:** Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com; mick@broadgreen.plus.com;  
floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com; janetlay11@gmail.com;  
jrusic1@comcast.net; argetsinger@washpost.com; asherm@washpost.com; chuck.babbington@washingtontimes.com;  
bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com; barkerk@washpost.com; barkinr@washpost.com;  
barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com; behrp@washpost.com; belmanf@washpost.com;  
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blumj@washpost.com; bonesteelm@washpost.com; boustany@washpost.com; religion@washpost.com;  
bredemeier@washpost.com; brennanp@washpost.com; brooksd@washpost.com; brownw@washpost.com;  
Browar57@aol.com; carlsonp@washpost.com; castanedar@washpost.com; cavendishs@washpost.com; chans@washpost.com;  
chandlerc@washpost.com; rajiv@washpost.com; cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com;  
clarkp@washpost.com; cohensh@washpost.com; cohnd@washpost.com; coopermana@washpost.com;  
copelandl@washpost.com; davenportc@washpost.com; davis@washpost.com; dawson@washpost.com;  
dayk@washpost.com; deanec@washpost.com; deaned@washpost.com; deinerj@washpost.com; deyoungk@washpost.com;  
dirdam@washpost.com; dobbsm@washpost.com; drezenr@washpost.com; duttj@washpost.com; dvorakp@washpost.com;  
edsallt@washpost.com; eggend@washpost.com; ahrensf@washpost.com; aizenmann@washpost.com;  
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ellengoodman@globe.com; ombud@globe.com; kcooper@globe.com; letter@globe.com; johnson@globe.com;  
brelis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz;  
jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com;  
jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com;  
csimpson@tribune.com; fames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com;  
JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com;  
cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivan@csps.com; grierp@csps.com;  
axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marka@csps.com; mclaughlina@csps.com; ron@csmonitor.com;  
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Chambers\_FLMD\_Kelly@fldm.uscourts.gov; Chambers\_FLMD\_Jenkins@fldm.uscourts.gov;  
Chambers\_FLMD\_McCoun@fldm.uscourts.gov; Chambers\_FLMD\_Pizzo@fldm.uscourts.gov;  
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tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yvetta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmatson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wcu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACAVAL@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalor@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@fldm.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
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brooksd@washpost.com; brownw@washpost.com; Browar57@aol.com; carlsonp@washpost.com; castanedar@washpost.com;  
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axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marksa@csps.com; mclaughlina@csps.com; ron@csmonitor.com;

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tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aciuf@acliuf.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmatson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgaler@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEF.ORG; MSCOTT@SHERIFFLEEF.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
**Cc:** Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com; mick@broadgreen.plus.com;  
floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com; janetlay11@gmail.com;  
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tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAIIILAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLESNET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
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COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACAVAL@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
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elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
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CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRB@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
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richeyw@csps.com; grays@csps.com; readers.rep@latimes.com; aaron.zitner@latimes.com; barbara.serrano@latimes.com;  
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david.willman@latimes.com; david.zucchino@latimes.com; deborah.nelson@latimes.com; don.frederick@latimes.com;  
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Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAIIILAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLESNET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACAVAL@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalor@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
Cc: BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamianita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
chuck.babbington@washingtonpost.com; bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com;  
barkerk@washpost.com; barkinr@washpost.com; barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com;  
behrp@washpost.com; belmanf@washpost.com; bennettpp@washpost.com; benningv@washpost.com;  
bersellie@washpost.com; beyersd@washpost.com; blumj@washpost.com; bonesteelm@washpost.com;  
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cavendishs@washpost.com; chans@washpost.com; chandlerc@washpost.com; rajiv@washpost.com;  
cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com; clarkp@washpost.com; cohensh@washpost.com;  
cohnd@washpost.com; coopermana@washpost.com; copelandl@washpost.com; davenportc@washpost.com;  
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brelis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz;  
jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com;  
jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com;

csimpson@tribune.com; fjames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com; JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com; cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivan@csps.com; grierp@csps.com; axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marksa@csps.com; mclaughlina@csps.com

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3/10/2009

Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov;  
Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;  
Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
publisher@nytimes.com; Chambers\_flmd\_Unassigned@flmd.uscourts.gov; Chambers\_flmd\_Steele@flmd.uscourts.gov;  
Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufi@aclufi.org;  
CarryBuck@aol.com; yvetta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalor@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFL.ORG; MSCOTT@SHERIFFLEEFL.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
chuck.babbington@washingtonpost.com; bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com;  
barkerk@washpost.com; barkinr@washpost.com; barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com;  
behrp@washpost.com; belmanf@washpost.com; bennett@washpost.com; benningv@washpost.com;  
bersellie@washpost.com; beyersd@washpost.com; blumj@washpost.com; bonesteelm@washpost.com;  
boustany@washpost.com; religion@washpost.com; bredemeier@washpost.com; brennanp@washpost.com;  
brooksd@washpost.com; brownw@washpost.com; Browar57@aol.com; carlsonp@washpost.com; castanedar@washpost.com;  
cavendishs@washpost.com; chans@washpost.com; chandlerc@washpost.com; rajiv@washpost.com;  
cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com; clarkp@washpost.com; cohensh@washpost.com;  
cohnd@washpost.com; coopermana@washpost.com; copelandl@washpost.com; davenportc@washpost.com;  
davis@washpost.com; dawson@washpost.com; dayk@washpost.com; deanec@washpost.com; deaned@washpost.com;  
deinerj@washpost.com; deyoungk@washpost.com; dirdam@washpost.com; dobbsm@washpost.com; drezenr@washpost.com;  
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letters@iht.com; ellengoodman@globe.com; ombud@globe.com; kcooper@globe.com; letter@globe.com; johnson@globe.com;  
brelis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz;  
jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com;  
jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com;  
csimpson@tribune.com; fjames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com;

3/10/2009

JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com; cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivan@csps.com; grierp@csps.com; axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marksa@csps.com; mclaughlina@csps.com

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**From:** JRBU@aol.com [mailto:JRBU@aol.com]  
**Sent:** Monday, March 09, 2009 1:01 PM  
**To:** us.marshals@usdoj.gov; warren.zimmerman@usdoj.gov; Robert.Galbreath@usdoj.gov; Claudia\_SpanglerFry@flmd.uscourts.gov; Joan\_Calcutt@flmd.uscourts.gov; linda\_starr@flmd.uscourts.gov; Leslie.Gardner@usdoj.gov; ann.hensler@hklaw.com; kim@kimbyrd.com; widmeyer@tuh.uet; azimmet@zusflaw.com; gyoung@carltonfields.com; lzeuli@mediates.net; gwirtz@bendinc.com; rob@daisleymediation.com; james@eskald.com; psejd@gte.net; editor@reuters.com; patricia.wilson.reuters.com@reuters.net; todd.eastham@reuters.com; stella.dawson@reuters.com; arshad.mohammed@reuters.com; randall.mikkelsen@reuters.com; steve.holland@reuters.com; john.whitesides@reuters.com; news@capitolhillbureau.org; sheberer@pbs.org; countdown@msnbc.com; KOIbermann@msnbc.com; CJ@MSNBC.com; JTrippi@MSNBC.com; hardball@msnbc.com; abramsreport@msnbc.com; dshuster@msnbc.com; dennis.sullivan@msnbc.com; norville@msnbc.com; joe@msnbc.com; msnbcinvestigates@msnbc.com; feedback@msnbc.com; rreagan@msnbc.com; viewerservices@msnbc.com; brian.williams@msnbc.com; imus@msnbc.com; chris.matthews@msnbc.com; msnbcreports@msnbc.com; today@nbc.com; info@cnbc.com; dateline@nbc.com; nightly@nbc.com; MTP@nbc.com; tom.lea@nbc.com; steve.majors@nbc.com; susan.dutcher@nbc.com; rod.prince@nbc.com; jonathan.wald@nbc.com; lisa.hsia@nbc.com; betsy.fischer@nbc.com; mtp@nbc.com; NETAUDR@abc.com; 2020@abc.com; intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopydyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@exectitle.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov; Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov; Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov; Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov;

3/10/2009

Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov;  
Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov;  
Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;  
Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
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Chambers\_fimd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
imstachel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgcu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalor@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
chuck.babbington@washingtonpost.com; bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com;  
barkerk@washpost.com; barkinr@washpost.com; barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com;  
behrp@washpost.com; belmanf@washpost.com; bennettp@washpost.com; benningv@washpost.com;  
bersellie@washpost.com; beyersd@washpost.com; blumj@washpost.com; bonesteelm@washpost.com;  
boustany@washpost.com; religion@washpost.com; bredemeier@washpost.com; brennanp@washpost.com;  
brooksd@washpost.com; brownw@washpost.com; Browar57@aol.com; carlsonp@washpost.com; castanedar@washpost.com;  
cavendishs@washpost.com; chans@washpost.com; chandlerc@washpost.com; rajiv@washpost.com;  
cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com; clarkp@washpost.com; cohensh@washpost.com;  
cohnd@washpost.com; coopermana@washpost.com; copelandl@washpost.com; davenportc@washpost.com;  
davis@washpost.com; dawsone@washpost.com; dayk@washpost.com; deanec@washpost.com; deaned@washpost.com;  
deinerj@washpost.com; deyoungk@washpost.com; dirdam@washpost.com; dobbsm@washpost.com; drezenr@washpost.com;  
duttj@washpost.com; dvorakp@washpost.com; edsallt@washpost.com; eggend@washpost.com; ahrensf@washpost.com;  
aizenmann@washpost.com; nightwatch@washpost.com; donovanc@washpost.com; newsonline@bbc.co.uk;  
editor@guardianunlimited.co.uk; politics.editor@guardianunlimited.co.uk; foreign@guardian.co.uk; letters@guardian.co.uk;  
politics@guardian.co.uk; online@guardian.co.uk; foreigneditor@independent.co.uk; newseditor@independent.co.uk;  
letters@iht.com; ellengoodman@globe.com; ombud@globe.com; kcooper@globe.com; letter@globe.com; johnson@globe.com;  
brelis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz;  
jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com;  
jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com;



csimpson@tribune.com; fjames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com; JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com; cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivan@csps.com; grierp@csps.com; axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marksa@csps.com; mclaughlina@csps.com; ron@csmonitor.com; richeyw@csps.com; grays@csps.com; readers.rep@latimes.com; aaron.zitner@latimes.com; barbara.serrano@latimes.com; barry.siegel@latimes.com; James.Rainey@latimes.com; bill.rempel@latimes.com; bob.drogin@latimes.com; chuck.neubauer@latimes.com; davan.maharaj@latimes.com; david.kelly@latimes.com; david.savage@latimes.com; david.willman@latimes.com; david.zucchini@latimes.com; deborah.nelson@latimes.com; don.frederick@latimes.com; don.woutat@latimes.com; doyle.mcmanus@latimes.com

**Subject:** PETITIONS FOR REHEARING EN BANC

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090000-0T

**Ruth Nettles**

**To:** Bernie.Budnik@disney.com  
**Cc:** Kimberley Pena; Marguerite McLean  
**Subject:** FW: Reedy Creek Improvement District - Rule 25-6.0343 Report  
**Attachments:** RCID Response FPSC Storm Hardening Request 20090225.pdf

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Dear Mr. Budnik,

We are in receipt of your attached filing. However, the document you submitted does not include an official electronic signature. This document will need to be revised and resubmitted in order to be accepted for filing.

Please see e-filings requirement in our website (<http://www.psc.state.fl.us/dockets/e-filings/>), in particular:

Documents shall be signed by typing "s/" followed by the signatory:  
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Please feel free to call if you have any questions.

Ruth Nettles  
Office of Commission Clerk  
850-413-6770

---

**From:** Budnik, Bernie [mailto:Bernie.Budnik@disney.com]  
**Sent:** Wednesday, February 25, 2009 1:26 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Wagner, Doug; Budnik, Bernie  
**Subject:** Reedy Creek Improvement District - Rule 25-6.0343 Report

**From:**  
Bernie A. Budnik  
Reedy Creek Energy Services  
5300 Center Drive  
Lake Buena Vista, FL 32803  
Office: 407-824-6441  
[Bernie.budnik@disney.com](mailto:Bernie.budnik@disney.com)

The attached filing is submitted in response to Commission Rule 25-6.0343 Municipal Electric Utility and Rural Electric Cooperative Reporting Requirements on behalf of Reedy Creek Improvement District. The attachment is in Adobe Acrobat format and is 3 pages in length. The report responds to each of the required subsections of the previously stated rule.

Should you have any problems with the attachment please contact me directly at the number listed above or via e-mail.

Respectfully,

s/ Bernie A. Budnik  
Manager Electric Operations & Network Services  
Reedy Creek Energy Services

## Ruth Nettles

---

**From:** Budnik, Bernie [Bernie.Budnik@disney.com]  
**Sent:** Wednesday, February 25, 2009 1:26 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Wagner, Doug; Budnik, Bernie  
**Subject:** Reedy Creek Improvement District - Rule 25-6.0343 Report  
**Attachments:** RCID Response FPSC Storm Hardening Request 20090225.pdf

**From:**  
Bernie A. Budnik  
Reedy Creek Energy Services  
5300 Center Drive  
Lake Buena Vista, FL 32803  
Office: 407-824-6441  
[Bernie.budnik@disney.com](mailto:Bernie.budnik@disney.com)

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Should you have any problems with the attachment please contact me directly at the number listed above or via e-mail.

Respectfully,

s/ Bernie A. Budnik  
Manager Electric Operations & Network Services  
Reedy Creek Energy Services

**Reedy Creek Improvement District  
Report to the Florida Public Service Commission Pursuant  
to Rule 25-6.0343, F.A.C.  
Calendar Year 2008**

**1) Introduction**

- a) Reedy Creek Improvement District
- b) 1900 Hotel Plaza Blvd, Lake Buena Vista, FL 32830
- c) C. Ray Maxwell, District Administrator, 407-934-7853, Fax: 407-934-6200,  
ray\_maxwell@rcid.dst.fl.us

**2) Number of customers served in calendar year 2008**

Reedy Creek Improvement District had 1,251 electric customers in 2008.

**3) Standards of Construction**

- a) National Electric Safety Code Compliance

Construction standards, policies, guidelines, practices, and procedures at the Reedy Creek Improvement District (the "District") comply with the National Electrical Safety Code (ANSI C-2) [NESC]. For electrical facilities constructed on or after February 1, 2007, the 2007 NESC applies. Electrical facilities constructed prior to February 1, 2007, are governed by the edition of the NESC in effect at the time of the facility's initial construction.

- b) Extreme Wind Loading Standards

Construction standards, policies, guidelines, practices, and procedures at the District are guided by the extreme wind loading standards specified by Figure 250-2(d) of the 2007 edition of the NESC for 1) new construction; 2) major planned work, including expansion, rebuild, or relocation of existing facilities, assigned on or after December 10, 2006; and 3) targeted critical infrastructure facilities and major thoroughfares. The District is primarily an underground utility by standard design with less than 15 miles of overhead lines and more than 275 miles of underground.

- c) Flooding and Storm Surges

Electrical construction standards, policies, guidelines, practices, and procedures at the Reedy Creek Improvement District address the effects of flooding on underground distribution facilities and supporting overhead facilities. Storm surges do not apply to the District as it is

located in Central Florida 60 miles away from the nearest coastal areas. The District has no underground vault switchgear.

d) **Safe and Efficient Access of New and Replacement Distribution Facilities**

Electrical construction standards, policies, guidelines, practices, and procedures at the District provide for placement of new and replacement distribution facilities so as to facilitate safe and efficient access for installation and maintenance.

e) The District does not have any foreign attachments on its facilities.

#### **4. Facility Inspections**

The District's 69kV "transmission system" (Note: For the purposes of this report, transmission is defined as 69kV and distribution is defined as 12.5kV. RCID is not a Transmission Owner or Transmission Operator as defined by NERC) has 5 wooden poles with the remainder being concrete or steel. The system includes approximately 15 miles of overhead transmission right-of-way. The District's 12.5kV "distribution system" is essentially an underground system with a very limited amount of overhead. The overhead distribution includes only 13 wood poles with the remainder of the distribution overhead on concrete or steel.

- a) The District's overhead transmission system is ridden monthly by Utility Division personnel for the purpose of performing a basic visual inspection of the condition of the poles, lines and right of way. Transmission and distribution wood poles are inspected, tested, and treated by an outside pole inspection contractor every 2 years.
- b) All transmission and distribution wood poles were inspected and treated by an outside contractor in 2008.
- c) All distribution poles passed inspection. Three wood transmission poles were identified to have excessive internal decay and classified as non-priority rejects.
- d) Based on the 2008 inspection results all District wood transmission polls are budgeted to be replaced in fiscal year 2009. No distribution pole replacement or remediation on District poles are required based on the 2008 inspection results.

#### **5. Vegetation Management**

- a) The District's 15 miles of transmission right-of-ways are ridden monthly for the purpose of visual inspection including vegetation issues. The District contracts tree trimming each spring to clear any issues existing on District right-of-ways. In 2006, the trimming plan was enhanced to cut back all vegetation on the transmission right-of-ways that could potentially "fall" into the lines. Trimming completed in 2007 and that planned for spring 2008 will complete this more aggressive approach on all transmission lines. Limited vegetation areas exist within the District distribution system and these limited areas on the distribution system are maintained along with the transmission system program.

- b) In 2007, approximately 90% of all the transmission right-of-ways were addressed per the more aggressive trimming plan described above with the remainder to be completed in spring 2008.
- c) In 2008, the aggressive trimming plan described above was completed for all District transmission right-of-ways. Monthly inspections on all District transmission right-of-ways were conducted to address any areas of rapid growth or encroachment.

## **6. Storm Hardening Research**

RCID is a member of the Florida Municipal Electric Association (FMEA), which is participating with all of Florida's electric utilities in storm hardening research through the Public Utility Research Center at the University of Florida. Under separate cover, FMEA is providing the FPSC with a report of research activities. For further information, contact Barry Moline, Executive Director, FMEA, 850-224-3314, ext. 1, or [bmoline@publicpower.com](mailto:bmoline@publicpower.com).

Ruth Nettles

090000

From: on behalf of Ruth Nettles  
To: JRBU@aol.com  
Cc: Ann Cole; Marguerite McLean; Kimberley Pena  
Subject: RE: Public Integrity Section: Public Corruption, 'Land claim' fraud scheme OR...

To whom it may concern:

We will be placing your comments below in the undocketed correspondence file without further action. For filing documents to be placed in a docket file, please see the Commission's e-filing requirements at:

<http://www.psc.state.fl.us/dockets/e-filings/>

Please feel free to contact our office if you have any questions.

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From: JRBU@aol.com [mailto:JRBU@aol.com]  
Sent: Tuesday, February 24, 2009 12:22 PM  
To: us.marshals@usdoj.gov; warren.zimmerman@usdoj.gov; Robert.Galbreath@usdoj.gov; Claudia\_SpanglerFry@flmd.uscourts.gov; Joan\_Calcutt@flmd.uscourts.gov; linda\_starr@flmd.uscourts.gov; Leslie.Gardner@usdoj.gov; ann.hensler@hklaw.com; kim@kimbyrd.com; widmeyer@tuh.uet; azimmet@zusflaw.com; gyoung@carltonfields.com; lzeuli@mediates.net; gwirtz@bendinc.com; rob@daisleymediation.com; james@eskald.com; psejd@gte.net; editor@reuters.com; patricia.wilson.reuters.com@reuters.net; todd.eastham@reuters.com; stella.dawson@reuters.com; arshad.mohammed@reuters.com; randall.mikkelsen@reuters.com; steve.holland@reuters.com; john.whitesides@reuters.com; news@capitolhillbureau.org; sheberer@pbs.org; countdown@msnbc.com; KOlbermann@msnbc.com; CJ@MSNBC.com; JTrippi@MSNBC.com; hardball@msnbc.com; abramsreport@msnbc.com; dshuster@msnbc.com; dennis.sullivan@msnbc.com; norville@msnbc.com; joe@msnbc.com; msnbcinvestigates@msnbc.com; feedback@msnbc.com; rreagan@msnbc.com; viewerservices@msnbc.com; brian.williams@msnbc.com; imus@msnbc.com; chris.matthews@msnbc.com; msnbcreports@msnbc.com; today@nbc.com; info@cnbc.com; dateline@nbc.com; nightly@nbc.com; MTP@nbc.com; tom.lea@nbc.com; steve.majors@nbc.com; susan.dutcher@nbc.com; rod.prince@nbc.com; jonathan.wald@nbc.com; lisa.hsia@nbc.com; betsy.fischer@nbc.com; mtp@nbc.com; NETAUDR@abc.com; 2020@abc.com; intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopdyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@exectitle.com; wilkinson@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov; Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov; Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov; Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov; Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov; Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov; Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;

Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
publisher@nytimes.com; Chambers\_fimd\_Unassigned@flmd.uscourts.gov; Chambers\_fimd\_Steele@flmd.uscourts.gov;  
Chambers\_fimd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgcu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACAVA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalder@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLL.ORG; MSCOTT@SHERIFFLEEFLL.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org

**Subject:** Public Integrity Section: Public Corruption, 'Land claim' fraud scheme OR...

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From: JRBU

To: JRBU, Naplesnano

Sent: 2/24/2009 12:20:22 P.M. Eastern Standard Time

Subj: Public Integrity Section: Public Corruption, 'Land claim' fraud scheme OR 569/875

J. Franklin Prescott, Appellant  
Jorg Busse, M.D., M.B.A., M.M., Appellant  
P.O. Box 7561, Naples, FL 34101-7561  
T: 239-595-7074

Feb. 19, 2009

**Section Chief**



**Public Integrity Section**

**Criminal Division**

U.S. Department of Justice

950 Pennsylvania Ave.

Washington, D.C. 20530-0001

**RE: Public Corruption;**

**Lee County (FL) "land" "claim" fraud scheme "O.R. 569/875";**

**Investigation to determine if Defendant U.S. District Judges Richard A. Lazzara and John Edwin Steele of the Middle District of Florida have been involved in Bribery and Case Fixing**

Respectfully submitted,

/s/Jennifer Franklin Prescott

SIGNATURE OF PLAINTIFF APPELLANT

Mailing Address: P.O. Box 845, Palm Beach, FL 33480-0845; T: 561-400-3295

/s/Jorg Busse, M.D., M.B.A., M.M.

SIGNATURE OF PLAINTIFF APPELLANT

Mailing Address: P.O. Box 7561, Naples, FL 34101-7561; T: 239-595-7074

**EXHIBIT: Lee County (FL) "land" "claim" fraud scheme "O.R. 569/875"**

573-1

569 875

RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION

WHEREAS, there appears in the Public Records of Lee County, Florida, in Plat Book J at page 25 the Second Revised Plat of Cayo Costa Subdivision; and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision; and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA does by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 18<sup>th</sup> day of February, 1969.

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Ruth Nettles

090000

From: on behalf of Ruth Nettles  
To: JRBU@aol.com  
Cc: Marguerite McLean; Kimberley Pena; Ann Cole  
Subject: RE: Notice of Service upon Def. corrupt Judge Richard A. Lazzara

To whom it may concern:

We will be placing your comments below in the undocketed correspondence file without further action. For filing documents to be placed in a docket file, please see the Commission's e-filing requirements at:

<http://www.psc.state.fl.us/dockets/e-filings/>

Please feel free to contact our office if you have any questions.

FPSC  
Office of Commission Clerk  
850-413-6770

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From: JRBU@aol.com [mailto:JRBU@aol.com]  
Sent: Monday, February 23, 2009 10:16 PM  
To: us.marshals@usdoj.gov; warren.zimmerman@usdoj.gov; Robert.Galbreath@usdoj.gov; Claudia\_SpanglerFry@flmd.uscourts.gov; Joan\_Calcutt@flmd.uscourts.gov; linda\_starr@flmd.uscourts.gov; Leslie.Gardner@usdoj.gov; ann.hensler@hklaw.com; kim@kimbyrd.com; widmeyer@tuh.uet; azimmet@zusflaw.com; gyoung@carltonfields.com; lzeuli@mediates.net; gwirtz@bendinc.com; rob@daisleymediation.com; james@eskald.com; psejd@gte.net; editor@reuters.com; patricia.wilson.reuters.com@reuters.net; todd.eastham@reuters.com; stella.dawson@reuters.com; arshad.mohammed@reuters.com; randall.mikkelsen@reuters.com; steve.holland@reuters.com; john.whitesides@reuters.com; news@capitolhillbureau.org; sheberer@pbs.org; countdown@msnbc.com; KOIbermann@msnbc.com; CJ@MSNBC.com; JTrippi@MSNBC.com; hardball@msnbc.com; abramsreport@msnbc.com; dshuster@msnbc.com; dennis.sullivan@msnbc.com; norville@msnbc.com; joe@msnbc.com; msnbcinvestigates@msnbc.com; feedback@msnbc.com; rreagan@msnbc.com; viewerservices@msnbc.com; brian.williams@msnbc.com; imus@msnbc.com; chris.matthews@msnbc.com; msnbcreports@msnbc.com; today@nbc.com; info@cnbc.com; dateline@nbc.com; nightly@nbc.com; MTP@nbc.com; tom.lea@nbc.com; steve.majors@nbc.com; susan.dutcher@nbc.com; rod.prince@nbc.com; jonathan.wald@nbc.com; lisa.hsia@nbc.com; betsy.fischer@nbc.com; mtp@nbc.com; NETAUDR@abc.com; 2020@abc.com; intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopydyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@exectitle.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov; Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov; Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov; Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov; Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov; Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov; Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;

2/25/2009

Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
publisher@nytimes.com; Chambers\_flmd\_Unassigned@flmd.uscourts.gov; Chambers\_flmd\_Steele@flmd.uscourts.gov;  
Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmatton@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgcu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgaler@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEF.ORG; MSCOTT@SHERIFFLEEF.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
chuck.babbington@washingtonpost.com; bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com;  
barkerk@washpost.com; barkinr@washpost.com; barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com;  
behrp@washpost.com; belmanf@washpost.com; bennett@washpost.com; benningv@washpost.com;  
bersellie@washpost.com; beyersd@washpost.com; blumj@washpost.com; bonesteelm@washpost.com;  
boustany@washpost.com; religion@washpost.com; bredemeier@washpost.com; brennanp@washpost.com;  
brooksd@washpost.com; brownw@washpost.com; Browar57@aol.com; carlsonp@washpost.com; castanedar@washpost.com;  
cavendishs@washpost.com; chans@washpost.com; chandlerc@washpost.com; rajiv@washpost.com;  
cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com; clarkp@washpost.com; cohensh@washpost.com;  
cohnd@washpost.com; coopermana@washpost.com; copelandl@washpost.com; davenportc@washpost.com;  
davis@washpost.com; dawson@washpost.com; dayk@washpost.com; deanec@washpost.com; deaned@washpost.com;  
deinerj@washpost.com; deyoungk@washpost.com; dirdam@washpost.com; dobbsm@washpost.com; drezenr@washpost.com;  
duttj@washpost.com; dvorakp@washpost.com; edsallt@washpost.com; eggend@washpost.com; ahrensf@washpost.com;  
aizenmann@washpost.com; nightwatch@washpost.com; donovanc@washpost.com; newsonline@bbc.co.uk;  
editor@guardianunlimited.co.uk; politics.editor@guardianunlimited.co.uk; foreign@guardian.co.uk; letters@guardian.co.uk;  
politics@guardian.co.uk; online@guardian.co.uk; foreigneditor@independent.co.uk; newseditor@independent.co.uk;  
letters@iht.com; ellengoodman@globe.com; ombud@globe.com; kcooper@globe.com; letter@globe.com; johnson@globe.com;  
brelis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz;  
jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com;  
jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com;  
csimpson@tribune.com; fames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com;  
JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com;  
cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivanc@csps.com; grierp@csps.com;

axtmank@csp.com; chinnid@csp.com; kieferf@csp.com; marksa@csp.com; mclaughlina@csp.com; ron@csmonitor.com; richew@csp.com; grays@csp.com; readers.rep@latimes.com; aaron.zitner@latimes.com; barbara.serrano@latimes.com; barry.siegel@latimes.com; James.Rainey@latimes.com; bill.rempel@latimes.com; bob.drogin@latimes.com; chuck.neubauer@latimes.com; davan.maharaj@latimes.com; david.kelly@latimes.com; david.savage@latimes.com; david.willman@latimes.com; david.zucchino@latimes.com; deborah.nelson@latimes.com; don.frederick@latimes.com; don.woutat@latimes.com; doyle.mcmanus@latimes.com

**Subject:** Notice of Service upon Def. corrupt Judge Richard A. Lazzara

OJ KRANKLEY PROSEUTY ET AL. RICHARD A LAZZARA ET AL. 09-61 1ER 1

US CT SERVED TO: RICHARD A LAZZARA SET TIME CHERYL LI  
1. 811 N FLORIDA AVE  
8005 THE COURTHOUSE US DISTRICT COURT  
TAMPA FL 33602 0191

ATTORNEY:  
DR JUDGE BUSSK  
801 BAY 7561 20 1470  
TAMPA FL 34101 MIAMI DISTRICT COURT-TAMPA DIVISION

Received this process on 01/27/2009 and served the same on RICHARD A LAZZARA  
at SCA, M DP 2 3 09 in Hillsborough County, Florida.

- INDIVIDUAL SERVICE: Pursuant to F.S. 48.031(1)
- SUBSTITUTE SERVICE: Pursuant to F.S. 48.031(1) by serving
- SUBSTITUTE SERVICE: Pursuant to F.S. 48.031(2)(a) (Spouse) by serving
- SUBSTITUTE SERVICE: Pursuant to F.S. 48.031(2)(b) (Manager) by serving
- SUBSTITUTE SERVICE: Pursuant to F.S. 48.031(4)(a) (Designated person) by serving
- MINOR SERVICE: Pursuant to F.S. 48.041 by serving
- INCOMPETENT SERVICE: Pursuant to F.S. 48.042 by serving
- PARTNERSHIP SERVICE: Pursuant to F.S. 48.061 by serving
- CORPORATE SERVICE: Pursuant to F.S. 48.061(1)(2) or (3) by serving
- PUBLIC AGENCY SERVICE: Pursuant to F.S. 48.111 by serving
- POSTED: Pursuant to F.S. 48.183(residential landlord/tenant) by posting at
- POSTED: Pursuant to F.S. 83.22(non-residential removal of tenant) by posting at
- POSTED: Pursuant to F.S. 83.62(eviction) by posting at
- POSTED: Pursuant to F.S. 78.085(2)(c)(employer order to show cause) by posting at
- POSTED: Pursuant to F.S. 197.522(2)(tax warrant) by posting at
- NON-SERVICE: on \_\_\_\_\_ on \_\_\_\_\_ for the following reason: \_\_\_\_\_

REMARKS: filed 2/15/09 - 10:00 am

S. Castellan #10198 Process Server  
DAVID GEE, SHERIFF Hillsborough County Florida  
S. Castellan

HBOC(OP, 403) Rev. 6/06 ORIGINAL

1-30-09  
MLC  
GWD  
MLC

RECEIVED BY MAIL

1-573-1

568 875

**RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION**

WHEREAS, there appears in the Public Records of Lee County, Florida, in Plat Book J at page 25 the Second Revised Plat of Cayo Costa Subdivision: and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision: and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA does by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 18<sup>th</sup> day of September, 1969.

---

Get a jump start on your taxes. Find a tax professional in your neighborhood today.

**Ruth Nettles**

090000

**From:** on behalf of Ruth Nettles  
**To:** JRBU@aol.com  
**Cc:** Marguerite McLean; Kimberley Pena; Ann Cole  
**Subject:** FW: United States Marshals Service, Dept. of Justice, Fraud Scheme O.R. 569/875

To whom it may concern:

We will be placing your comments below in the undocketed correspondence file without further action. For filing documents to be placed in a docket file, please see the Commission's e-filing requirements at:

<http://www.psc.state.fl.us/dockets/e-filings/>

Please feel free to contact our office if you have any questions.

FPSC  
Office of Commission Clerk  
850-413-6770

**FPSC, CLK - CORRESPONDENCE**  
**Administrative Parties / Consumer**  
**DOCUMENT NO. 00356-09**  
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**From:** JRBU@aol.com [mailto:JRBU@aol.com]  
**Sent:** Monday, February 23, 2009 10:08 PM  
**To:** us.marshals@usdoj.gov; warren.zimmerman@usdoj.gov; Robert.Galbreath@usdoj.gov; Claudia\_SpanglerFry@flmd.uscourts.gov; Joan\_Calcutt@flmd.uscourts.gov; linda\_starr@flmd.uscourts.gov; Leslie.Gardner@usdoj.gov; ann.hensler@hklaw.com; kim@kimbyrd.com; widmeyer@tuh.uet; azimmet@zusflaw.com; gyoung@carltonfields.com; lzeuli@mediates.net; gwirtz@bendinc.com; rob@daisleymediation.com; james@eskald.com; psejd@gte.net; editor@reuters.com; patricia.wilson.reuters.com@reuters.net; todd.eastham@reuters.com; stella.dawson@reuters.com; arshad.mohammed@reuters.com; randall.mikkelsen@reuters.com; steve.holland@reuters.com; john.whitesides@reuters.com; news@capitolhillbureau.org; sheberer@pbs.org; countdown@msnbc.com; KOlbermann@msnbc.com; CJ@MSNBC.com; JTrippi@MSNBC.com; hardball@msnbc.com; abramsreport@msnbc.com; dshuster@msnbc.com; dennis.sullivan@msnbc.com; norville@msnbc.com; joe@msnbc.com; msnbcinvestigates@msnbc.com; feedback@msnbc.com; rreagan@msnbc.com; viewerservices@msnbc.com; brian.williams@msnbc.com; imus@msnbc.com; chris.matthews@msnbc.com; msnbcreports@msnbc.com; today@nbc.com; info@cnbc.com; dateline@nbc.com; nightly@nbc.com; MTP@nbc.com; tom.lea@nbc.com; steve.majors@nbc.com; susan.dutcher@nbc.com; rod.prince@nbc.com; jonathan.wald@nbc.com; lisa.hsia@nbc.com; betsy.fischer@nbc.com; mtp@nbc.com; NETAUDR@abc.com; 2020@abc.com; intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopdyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseeditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@exectile.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov; Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov; Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov; Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov; Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov; Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov; Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;

Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
publisher@nytimes.com; Chambers\_flmd\_Unassigned@flmd.uscourts.gov; Chambers\_flmd\_Steele@flmd.uscourts.gov;  
Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgcu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACAVA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalen@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG; amaris@leepa.org; hakem@leepa.org;  
legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
chuck.babbington@washingtonpost.com; bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com;  
barkerk@washpost.com; barkinr@washpost.com; barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com;  
behrp@washpost.com; belmanf@washpost.com; bennett@washpost.com; benningv@washpost.com;  
bersellie@washpost.com; beyersd@washpost.com; blumj@washpost.com; bonesteelm@washpost.com;  
boustany@washpost.com; religion@washpost.com; bredemeier@washpost.com; brennanp@washpost.com;  
brooksd@washpost.com; brownw@washpost.com; Browar57@aol.com; carlsonp@washpost.com; castanedar@washpost.com;  
cavendishs@washpost.com; chans@washpost.com; chandlerc@washpost.com; rajiv@washpost.com;  
cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com; clarkp@washpost.com; cohensh@washpost.com;  
cohnd@washpost.com; coopermana@washpost.com; copelandl@washpost.com; davenportc@washpost.com;  
davis@washpost.com; dawson@washpost.com; dayk@washpost.com; deanec@washpost.com; deaned@washpost.com;  
deinerj@washpost.com; deyoungk@washpost.com; dirdam@washpost.com; dobbsm@washpost.com; drezenr@washpost.com;  
duttj@washpost.com; dvorakp@washpost.com; edsallt@washpost.com; eggend@washpost.com; ahrensf@washpost.com;  
aizenmann@washpost.com; nightwatch@washpost.com; donovanc@washpost.com; newsonline@bbc.co.uk;  
editor@guardianunlimited.co.uk; politics.editor@guardianunlimited.co.uk; foreign@guardian.co.uk; letters@guardian.co.uk;  
politics@guardian.co.uk; online@guardian.co.uk; foreigneditor@independent.co.uk; newseditor@independent.co.uk;  
letters@iht.com; ellengoodman@globe.com; ombud@globe.com; kcooper@globe.com; letter@globe.com; johnson@globe.com;  
brelis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz;  
jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com;  
jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com;  
csimpson@tribune.com; fames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com;  
JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com;  
cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivanc@csps.com; grierp@csps.com;



axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marksa@csps.com; mclaughlina@csps.com; ron@csmonitor.com; richeyw@csps.com; grays@csps.com; readers.rep@latimes.com; aaron.zitner@latimes.com; barbara.serrano@latimes.com; barry.siegel@latimes.com; James.Rainey@latimes.com; bill.rempel@latimes.com; bob.drogin@latimes.com; chuck.neubauer@latimes.com; davan.maharaj@latimes.com; david.kelly@latimes.com; david.savage@latimes.com; david.willman@latimes.com; david.zucchino@latimes.com; deborah.nelson@latimes.com; don.frederick@latimes.com; don.woutat@latimes.com; doyle.mcmanus@latimes.com

**Subject:** United States Marshals Service, Dept. of Justice, Fraud Scheme O.R. 569/875

Jennifer Franklin Prescott, Complainant  
Jorg Busse, M.D., M.B.A., M.M., Complainant  
P.O. Box 7561, Naples, FL 34101-7561  
T: 239-595-7074

February 23, 2009

United States Marshals Service  
Department of Justice  
U.S. Courthouse  
2110 1<sup>st</sup> Street  
Fort Myers, FL 33901  
[us.marshals@usdoj.gov](mailto:us.marshals@usdoj.gov)

**RE: Lee County “land” “claim” fraud scheme “O.R. 569/875”**

Dear Sirs:

**U.S. MARSHAL’S REVIEW OF FRAUD SCHEME “O.R. 569/875”**

1. Today the U.S. Marshal reviewed Lee County “land” “claim” **fraud scheme “O.R. 569/875”**.

**PROBE INTO JUDICIAL CORRUPTION IN MIDDLE DISTRICT**

2. The Appellants requested that Federal authorities interview U.S. District Judges John Edwin Steele, Richard A. Lazzara, and U.S. Magistrate Judges Mark Allan Pizzo and Sheri Polster Chappell in a probe into whether said Federal Judges in the Middle District of Florida extended the Lee County (FL) “land” “claim” **fraud scheme “O.R. 569/875”** in exchange for bribes. *See* 1969 fraud scheme “O.R. 569/875” at [www.leeclerk.org](http://www.leeclerk.org).

**PATENTLY ILLEGAL LEE COUNTY “LAND CLAIM” O.R. 569/875**

3. Even though said “land” “claim” is **patently illegal**, said corrupt Judges conspired to dismiss the assertions of said fraud scheme’s facial and **patently clear illegality** as “*frivolous*”.

**JUDICIAL “LEGISLATION” OF A LAND CLAIM FRAUD SCHEME**

4. Said **corrupt** Judges perverted said “land” “claim” into a purported “*legislative act*” and “*passed resolution*” even though the Florida and Federal Constitutions **expressly prohibit** such a “land” “claim”.

**TARNISHED FLORIDA REAL ESTATE AND MIDDLE DISTRICT**

5. Florida's collapsing real estate industry and the Middle District of Florida are further **tarnished** by this 100 Million Dollar plus governmental "land" "claim" **fraud scheme** "O.R. 569/875".

Respectfully submitted,

/s/Jennifer Franklin Prescott, whistle blower  
SIGNATURE OF PLAINTIFF APPELLANT

Mailing Address: P.O. Box 845, Palm Beach, FL 33480-0845; T: 561-400-3295

/s/Jorg Busse, M.D., M.B.A., M.M., whistle blower  
SIGNATURE OF PLAINTIFF APPELLANT

Mailing Address: P.O. Box 7561, Naples, Florida 34101-7561; T: 239-595-7074

**EXHIBITS:**

Lee County "land" "claim" **fraud scheme** "O.R. 569/875"

1912 Plat of private **undedicated** Cayo Costa Subdivision

1-873-1

569 or 875

**RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION**

WHEREAS, there appears in the Public Records of Lee County, Florida, in Plat Book J at page 25 the Second Revised Plat of Cayo Costa Subdivision: and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision: and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA does by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 16<sup>th</sup> day of February, 1969.



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**Dorothy Menasco**

090000

**From:** Dorothy Menasco  
**Sent:** Monday, February 23, 2009 1:59 PM  
**To:** 'jrбу@aol.com'  
**Cc:** Ann Cole; Kimberley Pena; Ruth Nettles  
**Subject:** FW: LEE COUNTY FRAUD SCHEMES "O.R. 569/875" AND "PID ...00A0"

**FPSC, CLK - CORRESPONDENCE**  
 \_\_\_Administrative\_\_\_ Parties  Consumer  
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To whom it may concern:

We will be placing your comments below in the undocketed correspondence file without further action. For filing documents to be placed in a docket file, please see the Commission's e-filing requirements at:

<http://www.psc.state.fl.us/dockets/e-filings/>

Please feel free to contact our office if you have any questions.

*FPSC*

*Office of Commission Clerk*

*850-413-6770*

**From:** JRBU@aol.com [mailto:JRBU@aol.com]

**Sent:** Monday, February 23, 2009 12:32 PM

**To:** editor@reuters.com; patricia.wilson.reuters.com@reuters.net; todd.eastham@reuters.com; stella.dawson@reuters.com; arshad.mohammed@reuters.com; randall.mikkelsen@reuters.com; steve.holland@reuters.com; john.whitesides@reuters.com; news@capitolhillbureau.org; sheberer@pbs.org; countdown@msnbc.com; KOLbermann@msnbc.com; CJ@MSNBC.com; JTrippi@MSNBC.com; hardball@msnbc.com; abramsreport@msnbc.com; dshuster@msnbc.com; dennis.sullivan@msnbc.com; norville@msnbc.com; joe@msnbc.com; msnbcinvestigates@msnbc.com; feedback@msnbc.com; rreagan@msnbc.com; viewerservices@msnbc.com; brian.williams@msnbc.com; imus@msnbc.com; chris.matthews@msnbc.com; msnbcreports@msnbc.com; today@nbc.com; info@cnbc.com; dateline@nbc.com; nightly@nbc.com; MTP@nbc.com; tom.lea@nbc.com; steve.majors@nbc.com; susan.dutcher@nbc.com; rod.prince@nbc.com; jonathan.wald@nbc.com; lisa.hsia@nbc.com; betsy.fischer@nbc.com; mtp@nbc.com; NETAUDR@abc.com; 2020@abc.com; intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopdyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@exectitle.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov; Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov; Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov; Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov; Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov; Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov; Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov; Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov; Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov; Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;

2/23/2009

Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
 Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
 Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
 publisher@nytimes.com; Chambers\_flmd\_Unassigned@flmd.uscourts.gov; Chambers\_flmd\_Steele@flmd.uscourts.gov;  
 Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
 tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
 tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
 LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
 CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
 tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
 PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
 paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
 imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
 KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
 jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
 jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
 WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
 PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
 onlinejournal@wsj.com; dcarder@wgcu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
 worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
 COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
 ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
 YOLANDA.VIACAVAL@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
 JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
 DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
 gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
 OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgaler@uchicago.edu;  
 elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
 TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
 CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG; amaris@leepa.org; hakem@leepa.org;  
 legrandk@leepa.org; sherronj@leepa.org; franklinc@leepa.org  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
 mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
 janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
 chuck.babbington@washingtonpost.com; bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com;  
 barkerk@washpost.com; barkinr@washpost.com; barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com;  
 behrp@washpost.com; belmanf@washpost.com; bennettp@washpost.com; benningv@washpost.com;  
 bersellie@washpost.com; beyersd@washpost.com; blumj@washpost.com; bonesteelm@washpost.com;  
 boustanyn@washpost.com; religion@washpost.com; bredemeier@washpost.com; brennanp@washpost.com;  
 brooksd@washpost.com; brownw@washpost.com; Browar57@aol.com; carlsonp@washpost.com; castanedar@washpost.com;  
 cavendishs@washpost.com; chans@washpost.com; chandlerc@washpost.com; rajiv@washpost.com;  
 cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com; clarkp@washpost.com; cohensh@washpost.com;  
 cohnd@washpost.com; coopermana@washpost.com; copelandl@washpost.com; davenportc@washpost.com;  
 davisjp@washpost.com; dawsonc@washpost.com; dayk@washpost.com; deanec@washpost.com; deaned@washpost.com;  
 deinerj@washpost.com; deyoungk@washpost.com; dirdam@washpost.com; dobbsm@washpost.com; drezenr@washpost.com;  
 duttj@washpost.com; dvorakp@washpost.com; edsallt@washpost.com; eggend@washpost.com; ahrensf@washpost.com;  
 aizenmann@washpost.com; nightwatch@washpost.com; donovanc@washpost.com; newsonline@bbc.co.uk;  
 editor@guardianunlimited.co.uk; politics.editor@guardianunlimited.co.uk; foreign@guardian.co.uk; letters@guardian.co.uk;  
 politics@guardian.co.uk; online@guardian.co.uk; foreigneditor@independent.co.uk; newseditor@independent.co.uk;  
 letters@iht.com; ellengoodman@globe.com; ombud@globe.com; kcooper@globe.com; letter@globe.com; johnson@globe.com;  
 brellis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz;  
 jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com;  
 jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com;  
 csimpson@tribune.com; fjames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com;  
 JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com;  
 cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivanc@csps.com; grierp@csps.com;  
 axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marksa@csps.com; mclaughlina@csps.com; ron@csmonitor.com;  
 richew@csps.com; grays@csps.com; readers.rep@latimes.com; aaron.zitner@latimes.com; barbara.serrano@latimes.com;  
 barry.siegel@latimes.com; James.Rainey@latimes.com; bill.rempel@latimes.com; bob.drogin@latimes.com;

chuck.neubauer@latimes.com; davan.maharaj@latimes.com; david.kelly@latimes.com; david.savage@latimes.com;  
 david.willman@latimes.com; david.zucchino@latimes.com; deborah.nelson@latimes.com; don.frederick@latimes.com;  
 don.woutat@latimes.com; doyle.mcmanus@latimes.com

**Subject:** LEE COUNTY FRAUD SCHEMES "O.R. 569/875" AND "PID ...00A0"

Lee County Property Appraiser's Office

Kim Legrand, Supervisor

Land & Building Department

Jim Sherron, Supervisor

IT and Data Services

Susan Amari, Supervisor

Quality Services

Mary Jo Hake, C.F.E.

Help Desk Coordinator

[amaris@lecpa.org](mailto:amaris@lecpa.org)

[hakem@lecpa.org](mailto:hakem@lecpa.org)

[legrandk@lecpa.org](mailto:legrandk@lecpa.org)

[sherronj@lecpa.org](mailto:sherronj@lecpa.org)

[franklinc@lecpa.org](mailto:franklinc@lecpa.org)

T: 239-533-6194

F: 239-533-6107

**RE: Lee County "land" "claim" fraud scheme "O.R. 569/875",  
 Lee County "land parcel" fraud scheme "PID 12-44-20-01-00000.00A0"**

Dear Mrs. Hake, dear Mrs. Amari, dear Mrs. Legrand:

1. Your Office has been **extending** Lee County "land" "claim" **fraud scheme** "O.R. 569/875" and Lee County "land parcel" **fraud scheme** "PID 12-44-20-01-00000.00A0".
2. Said manufactured "land parcel" was never subdivided and platted pursuant to Lee County Plat Book 3, p. 25. See [www.leeclerk.org](http://www.leeclerk.org).
3. The undersigned whistle blowers have reported said Lee County **fraud schemes** "O.R. 569/875" and "PID 12-44-20-01-00000.00A0" to Federal and Florida law enforcement authorities for criminal prosecution.
4. "Land" "claim" **fraud scheme** "O.R. 569/875" is not a legal instrument, title, or conveyance. Admittedly, "O.R. 569/875" was never signed, sealed and executed by Lee County, Florida. See Exhibit.
5. No eminent domain or adverse possession authority or records exist.

Respectfully submitted,

/s/Jennifer Franklin Prescott, whistle blower

SIGNATURE OF PLAINTIFF APPELLANT

Mailing Address: P.O. Box 845, Palm Beach, FL 33480-0845; T: 561-400-3295

/s/Jorg Busse, M.D., M.B.A., M.M., whistle blower

SIGNATURE OF PLAINTIFF APPELLANT

Mailing Address: P.O. Box 7561, Naples, Florida 34101-7561; T: 239-595-7074

2/23/2009

**EXHIBITS:**

Lee County "land" "claim" fraud scheme "O.R. 569/875" [[www.leeclerk.org](http://www.leeclerk.org)]

Lee County "land parcel" fraud scheme "PID 12-44-20-01-00000.00A0"

Lee County Property Appraiser - Online Parcel Inquiry

Page 1 of 3

LEE COUNTY PROPERTY APPRAISER

PROPERTY DATA FOR PARCEL 12-44-20-01-00000.00A0  
TAX YEAR 2008

Parcel data is available for the following tax years  
[ 2001 | 2002 | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 ]

[ [Next Lower Parcel Number](#) | [Next Higher Parcel Number](#) | [Display Tax Bills on this Parcel](#) | [Tax Estimator](#) ]

OWNERSHIP, LEGAL, SALES AND DISTRICT DATA ARE FROM THE CURRENT DATABASE. LAND, BUILDING, VALUE AND EXEMPTION DATA ARE FROM THE 2008 ROLL.

**PROPERTY DETAILS**

**OWNER OF RECORD**

LEE COUNTY  
PO BOX 398  
FORT MYERS FL 33902

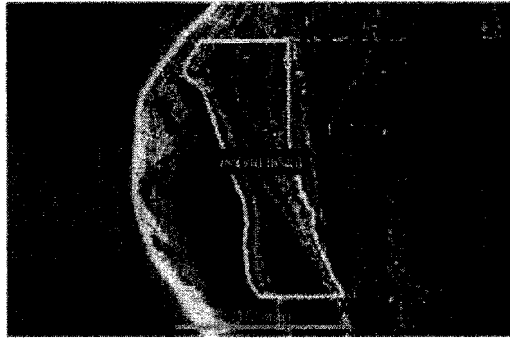
**SITE ADDRESS**

GOVT LOT  
CAPTIVA FL 33924

**LEGAL DESCRIPTION**

CAYO COSTA PB 3 PG  
25 ALL UNNUMBERED AND  
ACCRETED LANDS

[ [VIEWER](#) ] TAX MAP [ [PRINT](#) ]



[ [PICTOMETRY AERIAL VIEWER](#) ]

**TAXING DISTRICT**

050 - COUNTY/NO FIRE DISTRICT

**DOR CODE**

86 - COUNTIES - OTHER

**PROPERTY VALUES (TAX ROLL 2008)**

[ <a href="#">HISTORY CHART</a> ]	
JUST	1,933,380
ASSESSED	1,933,380
ASSESSED SOH	1,933,380
TAXABLE	0
BUILDING	0
BUILDING FEATURES	0 INCL. IN BLDG VALUE
LAND	1,933,380

**EXEMPTIONS**

HOMESTEAD	0
WIDOW	0
WIDOWER	0
DISABILITY	0
WHOLLY	1,933,380
AGRICULTURE	0

**ATTRIBUTES**

LAND UNITS OF MEASURE	AC
TOTAL NUMBER OF LAND UNITS	107.41
FRONTAGE	0
DEPTH	0
BEDROOMS	
BATHROOMS	
TOTAL BUILDING	

<http://www.leeopa.org/Scripts/PropertyQuery/PropertyQuery.aspx?FolioID=10001519&Ap...> 2/23/2009

LAND FEATURES 0 INCL IN LAND VALUE  
 SOH DIFFERENCE 0

SQFT  
 1ST YEAR BUILDING ON TAX ROLL 0  
 HISTORIC DISTRICT NO

**SALES/TRANSACTIONS**

SALE PRICE	DATE	OR NUMBER	TYPE	TRANSACTION DETAILS DESCRIPTION	VACANT / IMPROVED
100	12/1/1969	569/875	01	Disqualified (Doc Stamp .70 / SP less th \$100 / Other Disq) There are 1 additional parcel(s) with this document (may have been split after the transaction date) . <u>07-44-21-01-00001 0000</u>	V

**SOLID WASTE (GARBAGE) ROLL DATA**

SOLID WASTE DISTRICT	ROLL TYPE	CATEGORY	UNIT/AREA	TAX AMOUNT
007 - Upper Islands			0	0.00

COLLECTION DAYS

**ELEVATION INFORMATION**

STORM SURGE CATEGORY	FLOOD INSURANCE (FIRM FAQ)				DATE
	RATE CODE	COMMUNITY	PANEL VERSION		
T S	VE-EL12 (NAVD88)	125124	0192	F	8/28/2008

[hide]

**APPRAISAL DETAILS**

LAND			
LAND TRACTS			
USE CODE	USE CODE DESC	NUMBER OF UNITS	UNIT OF MEASURE
8210	Government Owned, Park	107.41	Acres

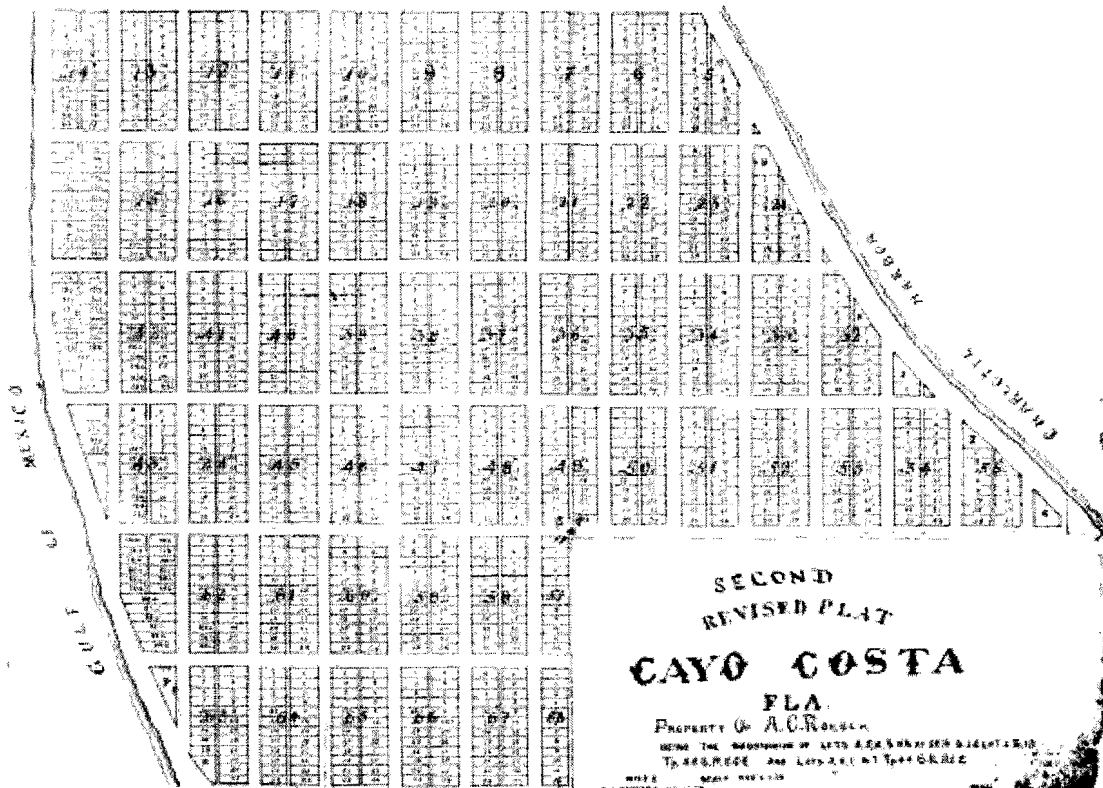
TRIM (proposed tax) Notices are available for the following tax years:  
 [ 1997 | 1998 | 1999 | 2000 | 2001 | 2002 | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 ]



U.S. MILITARY

RESERVATION

25



SECOND  
REVISED PLAT  
**CAYO COSTA**

FLA.  
PROPERTY OF A.C. ROSS  
BEING THE SUBDIVISION OF LANDS AS SHOWN ON PLAT NO. 1  
IN SECTION 25 AND 26 T. 25 S. R. 10 E. S. 12 E. CO. 10 S. FLA.

NOTE: SEE PLAT NO. 1  
AS AMENDED BY  
PLAT NO. 2 AND 3  
ALL LOTS SHOWN IN ORIGINAL PLAT  
PLAT NO. 1 OF THIS PLAT

1-573-1

589 875

**RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION**

WHEREAS, there' appears in the Public Records of Lee County, Florida, in Plat Book 3 at page 25 the Second Revised Plat of Cayo Costa Subdivision; and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision; and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA does by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 18<sup>th</sup> day of December, 1969.

---

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**Dorothy Menasco**

090000

**From:** Filings@psc.state.fl.us  
**Sent:** Monday, February 23, 2009 1:56 PM  
**To:** 'jrбу@aol.com'  
**Cc:** Ann Cole; Kimberley Pena; Ruth Nettles; Mary Anne Helton  
**Subject:** FW: Judicial corruption and Lee County "land" "claim" fraud scheme O.R. 569/875

FPSC, CLK - CORRESPONDENCE  
 \_\_\_Administrative\_\_\_ Parties  Consumer  
 DOCUMENT NO. 00356-09  
 DISTRIBUTION: \_\_\_\_\_

To whom it may concern:

We will be placing your comments below in the undocketed correspondence file without further action. For filing documents to be placed in a docket file, please see the Commission's e-filing requirements at:

<http://www.psc.state.fl.us/dockets/e-filings/>

Please feel free to contact our office if you have any questions.

FPSC  
 Office of Commission Clerk  
 850-413-6770

**From:** JRBU@aol.com [mailto:JRBU@aol.com]  
**Sent:** Monday, February 23, 2009 10:47 AM  
**To:** editor@reuters.com; patricia.wilson.reuters.com@reuters.net; todd.eastham@reuters.com; stella.dawson@reuters.com; arshad.mohammed@reuters.com; randall.mikkelsen@reuters.com; steve.holland@reuters.com; john.whitesides@reuters.com; news@capitolhillbureau.org; sheberer@pbs.org; countdown@msnbc.com; KOlbermann@msnbc.com; CJ@MSNBC.com; JTrippi@MSNBC.com; hardball@msnbc.com; abramsreport@msnbc.com; dshuster@msnbc.com; dennis.sullivan@msnbc.com; norville@msnbc.com; joe@msnbc.com; msnbcinvestigates@msnbc.com; feedback@msnbc.com; rreagan@msnbc.com; viewerservices@msnbc.com; brian.williams@msnbc.com; imus@msnbc.com; chris.matthews@msnbc.com; msnbcreports@msnbc.com; today@nbc.com; info@cnbc.com; dateline@nbc.com; nightly@nbc.com; MTP@nbc.com; tom.lea@nbc.com; steve.majors@nbc.com; susan.dutcher@nbc.com; rod.prince@nbc.com; jonathan.wald@nbc.com; lisa.hsia@nbc.com; betsy.fischer@nbc.com; mtp@nbc.com; NETAUDR@abc.com; 2020@abc.com; intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopdyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@exectitle.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov; Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov; Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov; Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov; Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov; Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov; Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov; Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov; Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;

2/23/2009

Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
publisher@nytimes.com; Chambers\_flmd\_Unassigned@flmd.uscourts.gov; Chambers\_flmd\_Steele@flmd.uscourts.gov;  
Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
YOLANDA.VIACA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgaler@uchicago.edu;  
elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLL.ORG; MSCOTT@SHERIFFLEEFLL.ORG  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
janetlay11@gmail.com; jruzicka1@comcast.net; argetsinger@washpost.com; asherm@washpost.com;  
chuck.babbington@washingtonpost.com; bakerp@washpost.com; balzd@washpost.com; barbashf@washpost.com;  
barkerk@washpost.com; barkinr@washpost.com; barrj@washpost.com; barrs@washpost.com; beckerj@washpost.com;  
behrp@washpost.com; belmanf@washpost.com; bennettp@washpost.com; benningv@washpost.com;  
bersellie@washpost.com; beyersd@washpost.com; blumj@washpost.com; bonesteelm@washpost.com;  
boustany@washpost.com; religion@washpost.com; bredemeier@washpost.com; brennanp@washpost.com;  
brooksd@washpost.com; brownw@washpost.com; Browar57@aol.com; carlsonp@washpost.com; castanedar@washpost.com;  
cavendishs@washpost.com; chans@washpost.com; chandlerc@washpost.com; rajiv@washpost.com;  
cheaterry@washpost.com; chod@washpost.com; claiborneb@washpost.com; clarkp@washpost.com; cohensh@washpost.com;  
cohnd@washpost.com; coopermana@washpost.com; copelandl@washpost.com; davenportc@washpost.com;  
davis@washpost.com; dawson@washpost.com; dayk@washpost.com; deanec@washpost.com; deaned@washpost.com;  
deinerj@washpost.com; deyoungk@washpost.com; dirdam@washpost.com; dobbsm@washpost.com; drezenr@washpost.com;  
duttj@washpost.com; dvorakp@washpost.com; edsallt@washpost.com; eggend@washpost.com; ahrensf@washpost.com;  
aizenmann@washpost.com; nightwatch@washpost.com; donovanc@washpost.com; newsonline@bbc.co.uk;  
editor@guardianunlimited.co.uk; politics.editor@guardianunlimited.co.uk; foreign@guardian.co.uk; letters@guardian.co.uk;  
politics@guardian.co.uk; online@guardian.co.uk; foreigneditor@independent.co.uk; newseditor@independent.co.uk;  
letters@iht.com; ellengoodman@globe.com; ombud@globe.com; kcooper@globe.com; letter@globe.com; johnson@globe.com;  
brelis@globe.com; oliphant@globe.com; editor@scoop.co.nz; alastair@scoop.co.nz; selwyn@scoop.co.nz;  
jhoward@minidata.co.nz; andrew@scoop.co.nz; wade@scoop.co.nz; jgreenburg@tribune.com; jzeleny@tribune.com;  
jzuckman@tribune.com; jcrewson@tribune.com; MPossley@tribune.com; rkemper@tribune.com; bjapsen@tribune.com;  
csimpson@tribune.com; fjames@tribune.com; GWashburn@tribune.com; gdelama@tribune.com; mdorning@tribune.com;  
JPeres@tribune.com; cgarrett@tribune.com; oped@csps.com; vanslambrouckp@csps.com; ingwersonm@csps.com;  
cookd@csps.com; dillinj@csps.com; jonesc@csps.com; armstrongs@csps.com; sullivanc@csps.com; grierp@csps.com;  
axtmank@csps.com; chinnid@csps.com; kieferf@csps.com; marksa@csps.com; mclaughlina@csps.com; ron@csmonitor.com;  
richeyw@csps.com; grays@csps.com; readers.rep@latimes.com; aaron.zitner@latimes.com; barbara.serrano@latimes.com;  
barry.siegel@latimes.com; James.Rainey@latimes.com; bill.rempel@latimes.com; bob.drogin@latimes.com;

chuck.neubauer@latimes.com; davan.maharaj@latimes.com; david.kelly@latimes.com; david.savage@latimes.com;  
 david.willman@latimes.com; david.zucchino@latimes.com; deborah.nelson@latimes.com; don.frederick@latimes.com;  
 don.woutat@latimes.com; doyle.mcmanus@latimes.com

**Subject:** Judicial corruption and Lee County "land" "claim" fraud scheme O.R. 569/875

Jennifer Franklin Prescott, Whistle Blower  
 Jorg Busse, M.D., M.B.A., M.M., Whistle Blower  
 P.O. Box 7561, Naples, FL 34101-7561  
 T: 239-595-7074

February 20, 2009  
 Florida Public Service Commission (FPSC)  
 Dorothy Menasco, Office of Commission Clerk  
 T: 850-413-6770

**RE: Lee County "land" "claim" fraud scheme "O.R. 569/875"**  
**[[www.leeclerk.org](http://www.leeclerk.org)]**

- **Title:**

Lee County "land" "claim" **fraud scheme** "O.R. 569/875" [[www.leeclerk.org](http://www.leeclerk.org)]

- **Names of Whistle Blowers:**

Jennifer Franklin Prescott, Dr. Jorg Busse

- **Existing Docket Numbers:**

09-10745-D  
 08-13170-BB  
 09-10752-D  
 09-10747-D  
 08-14846-FF  
 09-10464-D  
 09-10746-D

2:08-cv-0899-FtM-UA-MAP  
 2:09-cv-0041-FtM-UA-TBM  
 2:07-cv-0228-FtM-JES-SPC  
 2:08-cv-0364-FtM-JES-SPC

- **Description:**

Lee County "land" "claim" **fraud scheme** "O.R. 569/875" [[www.leeclerk.org](http://www.leeclerk.org)]

- **Pages:** 8

- **Certificate of Service:**

WE, JENNIFER FRANKLIN PRESCOTT, AND DR. JORG BUSSE, HEREBY CERTIFY that on this 20th day of

2/23/2009

February, 2009, copies of the foregoing were sent to the Florida Public Service Commission (FPSC), Dorothy Menasco, Office of Commission Clerk [see also Appeal Numbers 09-10752-D; 09-10464-D; 08-14846-FF; 08-13170-BB; 09-10745-D; 09-10746-D; 09-10747-D (and District Court Case Numbers 2:09-cv-41-FtM-UA-TBM; 2:08-cv-899-UA-MAP; 2:08-cv-364-FtM-JES-SPC; 2:07-cv-228-FtM-JES-SPC)].

Respectfully submitted,

/s/Jennifer Franklin Prescott, whistle blower  
SIGNATURE OF PLAINTIFF APPELLANT  
Mailing Address: P.O. Box 845, Palm Beach, FL 33480-0845; T: 561-400-3295

/s/Jorg Busse, M.D., M.B.A., M.M., whistle blower  
SIGNATURE OF PLAINTIFF APPELLANT  
Mailing Address: P.O. Box 7561, Naples, Florida 34101-7561; T: 239-595-7074

**EXHIBIT:**

Lee County "land" "claim" fraud scheme "O.R. 569/875" [[www.leeclerk.org](http://www.leeclerk.org)]

100 569-875 569 875

**RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION**

WHEREAS, there appears in the Public Records of Lee County, Florida, in Plat Book 3 at page 25 the Second Revised Plat of Cayo Costa Subdivision; and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision; and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA does by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 16<sup>th</sup> day of February, 1969.

090000-05

**LEADING EDGE MARKETING CONSULTANTS**

5353 Arlington Expressway Jones College Riverton Tower Suite 6-0  
Jacksonville, Florida 32211-5540

RECEIVED-FPSC  
09 FEB 23 AM 9:38  
COMMISSION  
CLERK

February 20, 2009

FPL Group, Inc.  
P.O. Box 14000  
Juno Beach, FL 33408-0420  
Attn: Lewis Hay III  
Chairman and Chief Executive Officer

FPSC, CLK - CORRESPONDENCE  
Administrative Parties ~~Consumer~~  
DOCUMENT NO. 00356-09  
DISTRIBUTION: ECR GCL

Subject: FPL Purchase of the Municipal Jacksonville Electric Authority (JEA)

Sir:

I assert that the time is opportune for you to request negotiations to make the purchase.

After all, you own 20% of the output of the St Johns River Power Park.

Enclosed is a copy of my December 15, 2008 letter sent to the U.S. Inspector General.

City restitution to the federal government for 30-years of fraud **will be about one billion dollars.**

City restitution to the JEA customers for 30-years of fraud **will be about one half billion dollars.**

The only way for the city to generate about one and a half billion dollars is to negotiate the sale of their JEA to FP&L for an estimated 4 to 8 billion dollars.

Enclosed are some of my letters showing just how liable the JEA will be when making restitution to Commercial Customers.

If and when your negotiation start, the JEA must immediately start billing customers according to your tariff rates that are about 8.00 % lower than JEA's.

I am doing all this as a public service to primarily help Jacksonville Residential Customers who may be currently facing financial problems and particularly those who are economically disadvantaged.

Sincerely,

*Thomas J. Thomas, Jr.*

Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH

Email: tthomas@jones.edu  
JEA File 2009-56

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Shell Oil - Manager, Purchasing & Stores  
Drew Chemical - Manager, Purchasing & Receiving  
Ryder Truck Lines - Director, Purchasing & General Services  
American Coolair - Manager, Purchasing & Material Control

Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

Cc.

Florida - Governor

Florida - Chief Financial Officer

Florida - Attorney General

Florida - Department of Agriculture & Consumer Services

Florida - Deputy State Attorney - Jacksonville

U.S. Attorney - Robert O'Neil

Office of the Mayor - John Peyton

JEA Managing Director & CEO - Jim Dickenson

FCCJ - President Dr. Steven R. Wallace

UNF - President John A. Delaney



**Leading Edge Marketing Consultants**

5353 Arlington Expressway  
Jones College Riverton Tower Suite 6-O  
Jacksonville, FL 32211-5540

December 15, 2008

Immediate Office of the Inspector General  
950 Pennsylvania Avenue, N.W., Suite 4706  
Washington, D.C. 20530-0001

Subject: The \$ 1,500,000,000 Fraud by the City of Jacksonville on JEA Electric, Water & Sewer Customers

Gentlemen:

I am a self-appointed **Ombudsman** serving the best interests of all JEA Retail Customers against abuses or capricious acts of public officials.

For a period of time, I was an internal auditor for the Shell Oil Company Head Office Marketing Purchasing Department.

Over a 30-year period since 1978, the Mayport Naval Base and the Jacksonville Naval Air Station have been defrauded out of about \$ 60,000,000 on electric service. In addition, since 1997 about \$12,000,000 for Water & Sewer services for a grand total of about \$ 72,000,000.

Note: In 2007, the two bases annually used 401,528,000,000 kilowatt hours (kwh) and had a "hidden and undisclosed millage charge" of 5.513 mills per kwh that comes to about \$ 2,213,624. The grand total for 30-years is about \$ 66,400,000. The Water and Sewer millage for 12-years since 1997 is about \$ 13,200,000 for a grand total of about \$ 79,600,000.

The JEA Electric System is currently required by the City Charter to contribute annually to the General Operating Fund of the City an amount not to exceed 5.513 mills per kilowatt hour delivered by JEA to retail users in JEA's service area, and to wholesale customers under firm contracts having an original term of more than one year. This City millage statute was originally established in 1978 at the rate of 4.50 mills per kilowatt hour.

Legally speaking, the 5.513 mills is a Sales Surtax that is hidden "inside the box". A Sales Surtax by law must be shown on the bill "outside the box".

All governmental bodies, Federal, State and Municipal are **exempt** from Sales Tax and any Sales Surtax. Annual Financial Reports of the City generically describe this Sales Surtax as a "Contribution - in lieu of taxes".

Electric millage in 2007, generated \$ 73,100,460 for the City General Operating Fund.

Previously in 1997, the City Water & Sewer Department was transferred to the JEA. In 2007, this Water millage generated \$ 18,337,080 for a combined total of \$ 91,437,540. This comes from a millage rate of 2.149 per cubic foot of Potable Water and Sewer Wastewater. Projection for 2008 is \$ 94.2 million and 2009 is \$ 96.7 million.

Note: The JEA is required to impose these two millage charges on the City JEA monthly bills even though the City is "tax exempt".

Also, the State of Florida is currently and improperly receiving 6.00 % Sales Tax Revenue and 2.50 % Gross Receipts Tax Revenue. Since 1978, the estimated amount received is between \$ 50,000,000 and \$ 75,000,000.

The state has become complicit in this fraud by knowingly and continually accepting this illicit revenue. The state has been joined by the Florida State Attorney General Charlie Crist who knowingly and willfully did not take appropriate legal action against the City. His successor Bill McCollum has done likewise. Both are guilty of malfeasance.

A local attorney has advised me that the illicit millage charges on State of Florida JEA monthly bills make the City prosecutable by the state under the Florida False Claims Act.

The Navy should give the JEA written notice that they are not going to pay the outstanding balance on their current JEA monthly bill, or those received in the near future, because of the illicit charges contained therein. Restitution is required for the estimated \$ 79,600,000.

The Fed should issue a Temporary Restraining Order (TRO) to stop the JEA from charging, collecting and transferring millage revenue to the City.

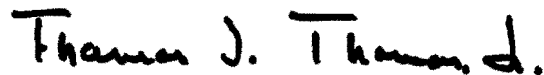
The City should be required to hold a Special Election within 90 days for the voters to consider a 1.00 % Sales Surtax that would generate about \$ 100,000,000 annually to offset the loss of the \$97.6 million millage for 2009.

To provide restitution monies of \$ 1,500,000,000 to JEA customers, the City must sell an asset and the JEA is the asset.

Bids would be solicited from the Florida Power & Light Group who jointly own 20% of the JEA St. Johns River Power Park and receive 20 % of the electric power generated. The other two bidders would be Georgia Power a wholly-owned subsidiary of the Southern Company of Atlanta, Georgia and the other would be Progress Energy of Raleigh, North Carolina.

I estimate the "net proceeds" to the City based on selling the JEA at a fair-market-value would be between 4 and 7 billion dollars.

Sincerely,



Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH

Email: tjthomasjr@att.net

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Employment History:

JEA File: 2008-33

Shell Oil - Manager, Purchasing & Stores  
Drew Chemical - Manager, Purchasing & Receiving  
Ryder Truck Lines - Director, Purchasing & General Services  
American Coolair - Manager, Purchasing & Material Control  
Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

Cc:

Virginia's U.S. Senator & Former Secretary of the Navy - The Honorable Jim Webb

Commander, Navy Region Southeast  
Naval Air Station - Jacksonville, Florida  
Attn: M. C. Vitale  
Rear Admiral, U.S. Navy

Washington Post  
Washington Times

Wall Street Journal  
N.Y. Times

CBS - 60 Minutes  
NBC - Dateline

ABC - Prime Time

# LEADING EDGE MARKETING CONSULTANTS

5353 Arlington Expressway Jones College Riverton Tower Suite 6-0  
Jacksonville, Florida 32211-5540

February 11, 2009

State of Florida  
Office of the Deputy State Attorney  
220 East Bay Street  
Jacksonville, Florida 32202  
Attn: Ms. Angela Corey

Subject: Florida False Claims Act - Sections 68.081-68.09

In the early 1980's, I worked briefly as an Accountant I in the Finance & Accounting Department at the University of North Florida.

Local Florida entities receive electric service from the city-owned independent Jacksonville Electric Authority (JEA).

The entities have "hidden and undisclosed" a 5.513 mill surtax in their monthly electric bill. This surtax is "inside the box instead of outside the box". Tax-exempt governmental entities have no idea that this is going on.

These entities are also receiving other JEA services: Water, Irrigation Water and Wastewater disposal. Each of these three services has a 2.149 mill surtax on each of these three services.

Enclosed are two summaries of the millage charges that were provided to me by the JEA.

Enclosed are documents showing Contributions by the University of North Florida (UNF) and Florida Community College - Jacksonville (FCCJ).

Enclosed are examples of how UNF and FCCJ were overcharged about 15% or about \$1,415,000 each year.

Enclosed are copies of the JEA Tariff pages that apply to the JEA overcharges of UNF and FCCJ. They should have all been in Rate Sheet No. 16.20

There are other documents available to provide additional relevant information and data for your investigation.

Enclosed is a copy of the 7-page City Charter that requires the JEA to charge the customers this millage. This Charter Amendment was effective October 1, 1977 - the beginning of the City Fiscal Year 1978.

Enclosed is a copy of page 228 of the 2007 City Comprehensive Annual Financial Report. Also page 241 that states JEA - Payment in lieu of taxes.

The city generically describes the revenue as a "Contribution". Enclosed is page 55 of the 2007 JEA Annual Financial Report - City Contribution.

Sincerely,

*Thomas J. Thomas, Jr.*

Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH

Email: [tjthomasjr@att.net](mailto:tjthomasjr@att.net)  
JEA File 2009-40

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Shell Oil - Manager, Purchasing & Stores  
Drew Chemical - Manager, Purchasing & Receiving  
Ryder Truck Lines - Director, Purchasing & General Services  
American Coolair - Manager, Purchasing & Material Control  
Cc.

Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

Immediate Office of the United States Inspector General.

950 Pennsylvania Avenue, N.W., Suite 4706

Washington, D.C. 20530-0001

Note: Per my letter of December 15, 2008. Add this letter to my file - together with all its supporting documents.

# LEADING EDGE MARKETING CONSULTANTS

5353 Arlington Expressway Jones College Riverton Tower Suite 6-0  
Jacksonville, Florida 32211-5540

February 13, 2009

State of Florida  
Office of the Deputy State Attorney  
220 East Bay Street  
Jacksonville, Florida 32202  
Attn: Ms. Angela Corey

Subject: JEA Refusal to Make any Retroactive Restitution to Retail Commercial Customers

In the fall of last year, I had by Public Records Request, received University of North Florida (UNF) and Florida Junior College-Jacksonville (FCCJ) copies of their JEA Monthly Electric Bill.

I found that the JEA had used the Energy Charge Rates from the JEA Tariff Sheets 8.0, 9.0 and 10.0. They should have been from the JEA Tariff Sheet 16.20. Enclosed are the Tariff Rate Sheets.

General Service: 5.057 cents per kWh instead of 3.938 cents per kWh and a 28.41 % overcharge.

General Service Demand: 2.580 cents instead of 1.742 cents and a 48.10 % overcharge.

General Service Extra Large Demand: 1.929 cents instead of 1.206 cents and a 59.95 % overcharge.

Last Week, I spoke to FCCJ's Steve Stanford, P.E., Facilities Planning & Resource Manager, about the overcharges.

He said that JEA's Major Account Manager Ms. Donna Parker had come to speak with him some time back to discuss the overcharges.

He said: she supposedly said these overcharges had occurred because JEA's Major Account Managers are assigned to different geographical parts of Jacksonville and there were more than one assigned because of FCCJ having so many campuses.

Supposedly these managers "never connected the dots". I allege that this is a complete fabrication.

JEA management knew of their "goof-up" but didn't want to make a correction and face a financial scandal and also an investigation by the Florida Attorney General - Jacksonville Office - Economic Crimes Unit.

It so happens that the Catholic Diocese of St. Augustine is also considered a Major Account having 19-churches, 13-elementary schools, 2-high schools and the Diocese Office.

All of these facilities have also been overcharged in the same manner as UNF and FCCJ.

There are many other JEA Major Account Customers who may also being overcharged.

As a matter of basic public policy, all other nationwide retailers make retroactive restitution for their billing errors or pricing errors. The question I have is - why should the JEA be an exception to basic public policy?

Sincerely,

*Thomas J. Thomas, Jr.*

Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH

Email: tthomas@jones.edu  
JEA File 2009-45

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Shell Oil - Manager, Purchasing & Stores  
Drew Chemical - Manager, Purchasing & Receiving  
Ryder Truck Lines - Director, Purchasing & General Services  
American Coolair - Manager, Purchasing & Material Control

Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

# LEADING EDGE MARKETING CONSULTANTS

5353 Arlington Expressway Jones College Riverton Tower Suite 6-0  
Jacksonville, Florida 32211-5540

February 17, 2009

State of Florida  
Office of the Deputy State Attorney  
220 East Bay Street  
Jacksonville, Florida 32202  
Attn: Ms. Angela Corey

Subject: JEA Refusal to Make any Retroactive Restitution to Retail Commercial Customers

My previous letter concerned the overcharge of JEA Energy Charge Rates.

This will be an addendum concerning the JEA overcharge of Monthly Customer Charges.

General Service Demand: \$ 7.05 per month instead of \$ 5.85 and a 20.5 % overcharge.

General Service Extra Large Demand: \$ 9.99 per month instead of \$ 8.27 and a 20.7 % overcharge.

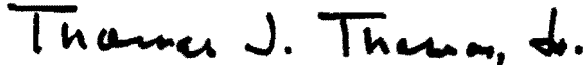
JEA has stated that their statute of limitations is 3-years.

As an off-the-cuff question, I asked a member of the City General Counsel Office about the city statute of limitations.

I was advised - verbal agreements are 3-years and written agreements are 4-years.

I had previously overlooked these two additional overcharges.

Sincerely,



Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH

Email: tthomas@jones.edu  
JEA File 2009-45-A

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Shell Oil - Manager, Purchasing & Stores  
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Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

# LEADING EDGE MARKETING CONSULTANTS

5353 Arlington Expressway Jones College Riverton Tower Suite 6-0  
Jacksonville, Florida 32211-5540

February 18, 2009

State of Florida  
Office of the Deputy State Attorney  
220 East Bay Street  
Jacksonville, Florida 32202  
Attn: Ms. Angela Corey

Subject: JEA Electric Overcharge Analyses  
Florida Community College - Jacksonville (FCCJ)  
University of North Florida (UNF)

For a brief period of time, I was an Internal Auditor for Shell Oil Company.

I spent about 2-months in the process of auditing JEA electric bills of FCCJ and UNF.

Enclosed are the results showing that UNF and FCCJ were overcharged about 25.49 %.

UNF by \$ 103,550 for a month and FCCJ by \$ 96,950 for month and a combined total of \$ 200,500.

An estimated combined total of about \$ 2,406,000 for a year going forward and about \$ 9,624,000 because of restitution for the previous 4-years (statute of limitations).

I firmly believe that other large major entities in the General Service Extra Large Account Classification are the Federal and State entities and even perhaps the City Independent Authorities. These all should be considered for an audit.

Mr. Duffy is currently conducting a state periodic audit of FCCJ. Perhaps this matter could be included.

Sincerely,



Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH

Email: tthomas@jones.edu  
JEA File 2009-51

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

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American Coolair - Manager, Purchasing & Material Control

Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

Cc.

FCCJ - President Dr. Steven R. Wallace

UNF - President John A. Delaney

U.S. Attorney - Robert O'Neil

Florida Attorney General - Bill McCollum

Florida Attorney General - Jacksonville Office - Economic Crimes Unit Chief - James D. Young

Florida Auditor General - Jacksonville Office Audit Supervisor - Educational Entities - John P. Duffy, CPA

City Council Auditor - Kirk Sherman

**Dorothy Menasco**

090000

**From:** Filings@psc.state.fl.us  
**Sent:** Monday, February 23, 2009 9:30 AM  
**To:** 'jrбу@aol.com'  
**Cc:** Ann Cole; Kimberley Pena; Ruth Nettles; Mary Anne Helton  
**Subject:** FW: NEW YORK TIMES: Lee County land "claim" fraud scheme OR 569/875  
**Attachments:** NEW YORK TIMES k 2.pdf

**FPSC, CLK - CORRESPONDENCE**  
 \_\_\_ **Administrative** \_\_\_ **Parties**  **Consumer**  
**DOCUMENT NO.** 00356-09  
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  - b. The docket number and title if filed in an existing docket,
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Thank you for your assistance in this matter.

*Dorothy Menasco*  
 FPSC  
 Office of Commission Clerk  
 850-413-6770

---

**From:** JRBU@aol.com [mailto:JRBU@aol.com]  
**Sent:** Sunday, February 22, 2009 12:52 PM  
**To:** intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopdyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@execititle.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov;

2/23/2009

Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov;  
 Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov;  
 Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov;  
 Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov;  
 Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov;  
 Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov;  
 Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov;  
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 Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
 Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
 Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
 Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
 Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
 publisher@nytimes.com; Chambers\_flmd\_Unassigned@flmd.uscourts.gov; Chambers\_flmd\_Steele@flmd.uscourts.gov;  
 Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
 tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
 tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
 LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; acluf@aclufl.org;  
 CarryBuck@aol.com; yvetta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
 tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
 PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
 paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
 imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
 KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
 jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
 jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
 WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
 PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
 onlinejournal@wsj.com; dcarder@wgcu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
 worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
 COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
 ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
 YOLANDA.VIACA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
 JMUPELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
 DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
 gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
 OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalder@uchicago.edu;  
 elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
 TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
 CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
 mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
 janetlay11@gmail.com; jruzicka1@comcast.net

**Subject:** NEW YORK TIMES: Lee County land "claim" fraud scheme OR 569/875

**CERTIFIED MAIL**

The New York Times  
 Arthur Ochs Sulzberger, Jr., Publisher and Chairman  
 Bill Keller, Executive Editor  
 620 Eighth Ave.  
 New York, N.Y. 10018

**RE: CASE FIXING AND BRIBERY IN FEDERAL COURT IN FLORIDA**

2/23/2009



1-873-1

569 n. 875

RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION

WHEREAS, there appears in the Public Records of Lee County, Florida, in Plat Book J at page 25 the Second Revised Plat of Cayo Costa Subdivision: and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision: and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA does by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 16<sup>th</sup> day of December, 1969.

---

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**Dorothy Menasco**

090000

**From:** Filings@psc.state.fl.us  
**Sent:** Monday, February 23, 2009 9:30 AM  
**To:** 'jrбу@aol.com'  
**Cc:** Ann Cole; Kimberley Pena; Ruth Nettles; Mary Anne Helton  
**Subject:** FW: JUDICIAL CORRUPTION AND FRAUD SCHEME IN MIDDLE DISTRICT OF FLORIDA

**FPSC, CLK - CORRESPONDENCE**  
 \_\_\_Administrative\_\_\_ Parties  Consumer  
**DOCUMENT NO.** 09356-09  
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A link to the Commission's electronic filing requirements is included for your convenience:  
<http://www.psc.state.fl.us/dockets/e-filings/>

Thank you for your assistance in this matter.

*Dorothy Menasco*  
 FPSC  
 Office of Commission Clerk  
 850-413-6770

---

**From:** JRBU@aol.com [mailto:JRBU@aol.com]  
**Sent:** Sunday, February 22, 2009 1:36 PM  
**To:** editor@reuters.com; patricia.wilson.reuters.com@reuters.net; todd.eastham@reuters.com; stella.dawson@reuters.com; arshad.mohammed@reuters.com; randall.mikkelsen@reuters.com; steve.holland@reuters.com; john.whitesides@reuters.com; news@capitolhillbureau.org; sheberer@pbs.org; countdown@msnbc.com; KOlbermann@msnbc.com; CJ@MSNBC.com; JTrippi@MSNBC.com; hardball@msnbc.com; abramsreport@msnbc.com; dshuster@msnbc.com; dennis.sullivan@msnbc.com; norville@msnbc.com; joe@msnbc.com; msnbcinvestigates@msnbc.com; feedback@msnbc.com; rreagan@msnbc.com; viewerservices@msnbc.com; brian.williams@msnbc.com; imus@msnbc.com; chris.matthews@msnbc.com; msnbcreports@msnbc.com; today@nbc.com; info@cnbc.com; dateline@nbc.com; nightly@nbc.com; MTP@nbc.com; tom.lea@nbc.com; steve.majors@nbc.com; susan.dutcher@nbc.com; rod.prince@nbc.com; jonathan.wald@nbc.com; lisa.hsia@nbc.com; betsy.fischer@nbc.com; mtp@nbc.com; NETAUDR@abc.com; 2020@abc.com; intelligentinvestor@wsj.com; editor@usatoday.com; editors@interactive.wsj.com; jopdyke@wsj.com; Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov;

2/23/2009

LKING@flmd.uscourts.gov; newseeditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov;  
 HAKEM@LEEPA.ORG; kwillson@exectitle.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com;  
 Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov;  
 Chambers\_FLMD\_Fawcett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov;  
 Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov;  
 Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov;  
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 Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov;  
 Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov;  
 Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov;  
 Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov;  
 Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov;  
 Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov;  
 Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov;  
 Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;  
 Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
 Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
 Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
 Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
 Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
 Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
 publisher@nytimes.com; Chambers\_flmd\_Unassigned@flmd.uscourts.gov; Chambers\_flmd\_Steele@flmd.uscourts.gov;  
 Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
 tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
 tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAIIILAWYER.COM; wwabbott@aklandlaw.com;  
 LHBARNETT@NAPLESLAW.COM; JMPASSIDOMO@NAPLESNET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
 CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
 tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
 PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmatson@mattsonlaw.com; lwoellert@bloomberg.net;  
 paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
 imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
 KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
 jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
 jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
 WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
 PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
 onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
 worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
 COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
 ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
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 JMUELLER@MSKcapital.com; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
 DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
 gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
 OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalor@uchicago.edu;  
 elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
 TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
 CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFL.ORG; MSCOTT@SHERIFFLEEFL.ORG  
**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
 mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
 janetlay11@gmail.com; jruzicka1@comcast.net

**Subject:** JUDICIAL CORRUPTION AND FRAUD SCHEME IN MIDDLE DISTRICT OF FLORIDA

Jennifer Franklin Prescott, Complainant  
 Jorg Busse, M.D., M.B.A., M.M., Complainant  
 P.O. Box 7561, Naples, FL 34101-7561  
 T: 239-595-7074

CERTIFIED MAIL  
 Reuters Reporter Susan Kelly  
 Reuters Editor Alan Elsner  
 Thomson Reuters  
 3 Times Square  
 New York, NY 10036  
 646-223-4000

Dear Susan, dear Alan:

### **PROBE INTO JUDICIAL CORRUPTION**

1. The Appellants requested that Federal authorities interview U.S. District Judges John Edwin Steele, Richard A. Lazzara, and U.S. Magistrate Judges Mark Allan Pizzo and Sheri Polster Chappell in a probe into whether said Federal Judges in the Middle District of Florida extended the Lee County (FL) “land” “claim” fraud scheme “O.R. 569/875” in exchange for bribes. *See* 1969 fraud scheme “O.R. 569/875” at [www.leeclerk.org](http://www.leeclerk.org).

### **PATENTLY ILLEGAL LEE COUNTY “LAND CLAIM” O.R. 569/875**

2. Even though said “land” “claim” is **patently illegal**, said corrupt Judges conspired to dismiss the assertions of said fraud scheme’s facial and **patently clear illegality** as “*frivolous*”.

### **JUDICIAL “LEGISLATION” OF A LAND CLAIM FRAUD SCHEME**

3. Said **corrupt** Judges perverted said “land” “claim” into a purported “*legislative act*” and “*passed resolution*” even though the Florida and Federal Constitutions **expressly prohibit** such a “land” “claim”.

### **TARNISHED FLORIDA REAL ESTATE**

4. Florida’ collapsing real estate industry is further **tarnished** by this 100 Million Dollar plus governmental “land” “claim” **fraud scheme** “O.R. 569/875”.

Respectfully submitted,

/s/Jennifer Franklin Prescott, Plaintiff, *pro se*

SIGNATURE OF PLAINTIFF

Mailing Address: P.O. Box 845, Palm Beach, FL 33480-0845; T: 561-400-3295

/s/Jorg Busse, M.D., M.B.A., M.M., Plaintiff, *pro se*

SIGNATURE OF PLAINTIFF

Mailing Address: P.O. Box 7561, Naples, Florida 34101-7561; T: 239-595-7074

**EXHIBITS:**

Lee County "land" "claim" **fraud scheme** "O.R. 569/875"

1912 Plat of private **undedicated** Cayo Costa Subdivision

CC: **Find Law**

800 W. California Ave.  
Sunnyvale, CA 94086  
408-524-4799

**Pro Law**

4401 Masthead NE, Suite # 100  
Albuquerque, NM 87109  
800-977-6529

Federal Bureau of Investigation

Chief U.S. Circuit Judge J. L. Edmondson  
56 Forsyth ST, N.W.  
Atlanta, GA 30303

Chief U.S. District Judge Anne C. Conway  
James R. "Russ" Dedrick  
United States Attorney

Leslie King, Division Manager  
Office of the Clerk  
United States District Court  
2110 First ST  
Fort Myers, FL 33901

Sheri Pastula, Deputy Clerk

Sheryl L. Loesch, Clerk

12-673-1

4 569 111 875

**RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION**

WHEREAS, there appears in the Public Records of Lee County, Florida, in Plat Book J at page 25 the Second Revised Plat of Cayo Costa Subdivision: and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision: and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA does by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 16<sup>th</sup> day of September, 1969.



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090000

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**Attachments:** NOTICE OF FRAUD SCHEME AND REJECTED PLEADINGS us doj.pdf

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**To:** Eric.holder@usdoj.gov; askDOJ@usdoj.gov; hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; HAKEM@LEEPA.ORG; kwillson@exectitle.com; wilkinsonk@leepa.org; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov;

2/23/2009

Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov;  
 Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov;  
 Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov;  
 Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov;  
 Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov;  
 Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov;  
 Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;  
 Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
 Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
 Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
 Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
 Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
 Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
 publisher@nytimes.com; Chambers\_flmd\_Unassigned@flmd.uscourts.gov; Chambers\_flmd\_Steele@flmd.uscourts.gov;  
 Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
 tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
 tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
 LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
 CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
 tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
 PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
 paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
 imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
 KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
 jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
 jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
 WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
 PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
 onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
 worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
 COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
 ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
 YOLANDA.VIACAVAL@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
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 DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
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 elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
 TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
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**Cc:** BHTJW@aol.com; Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com;  
 mick@broadgreen.plus.com; floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com;  
 janetlay11@gmail.com; jruzicka1@comcast.net

**Subject:** U.S. DEPT. OF JUSTICE, FRAUD SCHEME O.R. 569/875

**Section Chief**  
**Public Integrity Section, Criminal Division**  
**U.S. Department of Justice**  
 950 Pennsylvania Ave.  
 Washington, D.C. 20530-0001

**Office of the House Republican Leader**  
 H-204 The Capitol  
 Washington, DC 20515  
 Phone: (202) 225-4000



Fax: (202) 225-5117

**Eric Holder, Attorney General**  
**U.S. Department of Justice**  
950 Pennsylvania Ave., N.W.  
Washington, DC 20530-0001  
[Eric.holder@usdoj.gov](mailto:Eric.holder@usdoj.gov)  
[askDOJ@usdoj.gov](mailto:askDOJ@usdoj.gov)

**FOIA/PA M. Referral Unit**  
**U.S. Department of Justice**  
950 Pennsylvania Ave., N.W.  
Rm. 115, LOC Bldg.  
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F: 301-341-0772

**House Ethics Committee**  
Ethics Investigations

**RE: Public Corruption; Lee County (FL) “land” “claim” fraud scheme “O.R. 569/875”;  
Investigation to determine if U.S. District Judges Richard A. Lazzara and John Edwin  
Steele  
of the Middle District of Florida have been involved in Bribery and Case Fixing**

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Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov;  
 Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov;  
 Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov;  
 Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov;  
 Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov;  
 Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov;  
 Chambers\_FLMD\_Richardson@flmd.uscourts.gov; Chambers\_FLMD\_Spaulding@flmd.uscourts.gov;  
 Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
 Chambers\_FLMD\_Kelly@flmd.uscourts.gov; Chambers\_FLMD\_Jenkins@flmd.uscourts.gov;  
 Chambers\_FLMD\_McCoun@flmd.uscourts.gov; Chambers\_FLMD\_Pizzo@flmd.uscourts.gov;  
 Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
 Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
 Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
 publisher@nytimes.com; Chambers\_fimd\_Unassigned@flmd.uscourts.gov; Chambers\_fimd\_Steele@flmd.uscourts.gov;  
 Chambers\_fimd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
 tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
 tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAIIILAWYER.COM; wwabbott@aklandlaw.com;  
 LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLESNET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
 CarryBuck@aol.com; yvetta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
 tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
 PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
 paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
 imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
 KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
 jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
 jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
 WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
 PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
 onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
 worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
 COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
 ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
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 JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
 DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
 gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
 OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgaler@uchicago.edu;  
 elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
 TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
 CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG  
**Cc:** Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com; mick@broadgreen.plus.com;  
 floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com; janetlay11@gmail.com;  
 jruzicka1@comcast.net

**Subject:** FRAUD NOTIFICATION OF U.S. ATTORNEY RUSS DEDRICK

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**Dorothy Menasco**

090000

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**Cc:** Ann Cole; Kimberley Pena; Ruth Nettles; Mary Anne Helton  
**Subject:** FW: CIP and FLORIDA LAND CLAIM FRAUD SCHEME OR 569/875  
**Attachments:** CIP 464 am.pdf

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*Dorothy Menasco*  
 FPSC  
 Office of Commission Clerk  
 850-413-6770

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**Sent:** Saturday, February 21, 2009 1:08 PM  
**To:** hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov;

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Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov;  
 Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov;  
 Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov;  
 Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov;  
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 Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
 Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
 Chambers\_FLMD\_Chappell@flmd.uscourts.gov; RLENGERICH@NEWS-PRESS.COM; letters@latimes.com; public@nytimes.com;  
 publisher@nytimes.com; Chambers\_fimd\_Unassigned@flmd.uscourts.gov; Chambers\_fimd\_Steele@flmd.uscourts.gov;  
 Chambers\_fimd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
 tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
 tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
 LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; acluf@acluf.org;  
 CarryBuck@aol.com; yvetta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
 tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
 PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
 paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESLER@NYT.COM; business@naplesnews.com;  
 imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
 KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
 jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
 jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
 WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
 PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
 onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
 worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
 COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
 ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
 YOLANDA.VIACAVA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
 JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
 DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
 gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
 OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgaler@uchicago.edu;  
 elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
 TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
 CGreen@leeclerk.org; BHILLYMYER@SHERIFFLEEFL.ORG; MSCOTT@SHERIFFLEEFL.ORG  
**Cc:** Naplesnano@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com; mick@broadgreen.plus.com;  
 floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com; janetlay11@gmail.com;  
 jruzicka1@comcast.net  
**Subject:** CIP and FLORIDA LAND CLAIM FRAUD SCHEME OR 569/875

## **FLORIDA LAND BUYER BEWARE**

**IN FLORIDA, FEDERAL JUDGES CAN EXTEND FRAUD SCHEME "O.R. 569/875" AS A  
 "LEGISLATIVE ACT" AND "PASSED RESOLUTION":**

**LEE COUNTY "LAND" "CLAIM" FRAUD SCHEME**

1-870-1

# 569 875

**RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION**

WHEREAS, there appears in the Public Records of Lee County, Florida, in Plat Book J at page 25 the Second Revised Plat of Cayo Costa Subdivision; and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision; and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA does by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 16<sup>th</sup> day of February, 1969.

---

From: JRBU  
 To: JRBU, BHTJW, Naplesnano, reagan.russell@dep.state.fl.us, Russ.dedrick@usdoj.gov, Kent.Anderson@usdoj.gov  
 Sent: 2/21/2009 12:19:34 P.M. Eastern Standard Time  
 Subj: CIP

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**Sent:** Monday, February 23, 2009 9:27 AM  
**To:** 'jrбу@aol.com'  
**Cc:** Ann Cole; Kimberley Pena; Ruth Nettles; Mary Anne Helton  
**Subject:** FW: WILLIAM J. SOTER, ESQ., INTERVENTION  
**Attachments:** 09 10746 D FRAUD SCHEME OR 569 875 inj.pdf

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Thank you for your assistance in this matter.

*Dorothy Menasco*

*FPSC*

*Office of Commission Clerk*

*850-413-6770*

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**From:** JRBU@aol.com [mailto:JRBU@aol.com]  
**Sent:** Saturday, February 21, 2009 12:12 PM  
**To:** hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dnipper@flmd.uscourts.gov; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov;

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Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov;  
 Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov;  
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 Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov;  
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 Chambers\_FLMD\_Steele@flmd.uscourts.gov; Chambers\_FLMD\_Hodges@flmd.uscourts.gov;  
 Chambers\_FLMD\_Frazier@flmd.uscourts.gov; Chambers\_FLMD\_Jones@flmd.uscourts.gov;  
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 Chambers\_flmd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
 tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
 tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
 LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
 CarryBuck@aol.com; yvetta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
 tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
 PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmattson@mattsonlaw.com; lwoellert@bloomberg.net;  
 paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
 imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
 KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
 jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
 jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
 WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
 PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
 onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
 worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
 COLLINSD@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
 ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
 YOLANDA.VIACAVAL@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
 JMUPELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
 DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
 gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
 OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgaler@uchicago.edu;  
 elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
 TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
 CGreen@leeclerk.org; BHILLMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG  
**Cc:** BHTJW@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com; mick@broadgreen.plus.com;  
 floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com; janetlay11@gmail.com;  
 jruzicka1@comcast.net

**Subject:** WILLIAM J. SOTER, ESQ., INTERVENTION

**William J. Soter, Esq.**

Attached is Lee County (Florida) "land" "claim" **fraud scheme** "O.R. 569/875".

The judicial Defendants have no powers to enforce said **fraud scheme**, but asserted said **illegal** "land" "claim" fraud scheme to be a "*legislative act*" and/or "*passed resolution*".

Defendant Judge John Edwin Steele disallowed the Appellants to "assert" the patently clear **illegality** of said "land" "claim" **fraud scheme** "O.R. 569/875".

2/23/2009



The Appellant(s) met you on the Island of Palm Beach, where you lectured about, e.g., the Bill of Rights, First, and Fourteenth Constitutional Amendments.

The Appellants are looking forward to your intervention.

1-573-1

569 875

**RESOLUTION PERTAINING TO PUBLIC LANDS  
IN CAYO COSTA SUBDIVISION**

WHEREAS, there appears in the Public Records of Lee County, Florida, in Plat Book J at page 25 the Second Revised Plat of Cayo Costa Subdivision; and

WHEREAS, there appears upon said plat certain designated lot and block areas and other undesignated areas; and

WHEREAS, there appears upon said plat certain un-numbered and unlettered areas lying East of the Easterly tier of blocks in said subdivision and West of the Westerly tier of blocks in said subdivision; and

WHEREAS, the County claims said lands as public lands together with all accretions thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA done by this Resolution claim all of said lands and accretions thereto for the use and benefit of the public for public purposes.

DONE AND ADOPTED this 16<sup>th</sup> day of September, 1969.

---

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**Dorothy Menasco**

**From:** Filings@psc.state.fl.us  
**Sent:** Friday, February 20, 2009 2:30 PM  
**To:** 'JRBU@aol.com'  
**Cc:** Kimberley Pena; Ruth Nettles; Ann Cole  
**Subject:** FW: U.S. COURT OF APPEALS, LEE COUNTY LAND FRAUD SCHEME OR 569/875  
**Attachments:** 09 10746 D FRAUD SCHEME OR 569 875 inj.pdf

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Thank you for your assistance in this matter.

*Dorothy Menasco*  
 FPSC  
 Office of Commission Clerk  
 850-413-6770

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**From:** JRBU@aol.com [mailto:JRBU@aol.com]  
**Sent:** Friday, February 20, 2009 1:37 PM  
**To:** hans-juergen.kerner@uni-tuebingen.de; cecilia.bradley@myfloridalegal.com; Bill.McCollum@myfloridalegal.com; joe.jacquot@myfloridalegal.com; Filings@psc.state.fl.us; sabrina.redd@myfloridalegal.com; Kent.Anderson@usdoj.gov; Russ.dedrick@usdoj.gov; David.Rhodes@usdoj.gov; mike@michaelmoore.com; sloesch@flmd.uscourts.gov; LKING@flmd.uscourts.gov; newseditors@wsj.com; spastula@flmd.uscourts.gov; dniipper@flmd.uscourts.gov; NAPLESMARKETING@aol.com; Chambers\_FLMD\_Conway@flmd.uscourts.gov; Chambers\_FLMD\_Adams@flmd.uscourts.gov; Chambers\_FLMD\_Fawsett@flmd.uscourts.gov; Chambers\_FLMD\_Kovachevich@flmd.uscourts.gov; Chambers\_FLMD\_Corrigan@flmd.uscourts.gov; Chambers\_FLMD\_Merryday@flmd.uscourts.gov; Chambers\_FLMD\_Howard@flmd.uscourts.gov; Chambers\_FLMD\_Antoon@flmd.uscourts.gov; Chambers\_FLMD\_Covington@flmd.uscourts.gov; Chambers\_FLMD\_Melton@flmd.uscourts.gov; Chambers\_FLMD\_Presnell@flmd.uscourts.gov; Chambers\_FLMD\_Lazzara@flmd.uscourts.gov; Chambers\_FLMD\_Moore@flmd.uscourts.gov; Chambers\_FLMD\_Scriven@flmd.uscourts.gov; Chambers\_FLMD\_Whittemore@flmd.uscourts.gov; Chambers\_FLMD\_Schlesinger@flmd.uscourts.gov; Chambers\_FLMD\_Young@flmd.uscourts.gov; Chambers\_FLMD\_Moody@flmd.uscourts.gov; Chambers\_FLMD\_Snyder@flmd.uscourts.gov; Chambers\_FLMD\_Sharp@flmd.uscourts.gov; Chambers\_FLMD\_Castagna@flmd.uscourts.gov; Chambers\_FLMD\_Morris@flmd.uscourts.gov; Chambers\_FLMD\_Baker@flmd.uscourts.gov; Chambers\_FLMD\_Bucklew@flmd.uscourts.gov;

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 Chambers\_FLMD\_Wilson@flmd.uscourts.gov; Chambers\_FLMD\_Klindt@flmd.uscourts.gov;  
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 Chambers\_fimd\_Chappell@flmd.uscourts.gov; clerk@flmd.uscourts.gov; reagan.russell@dep.state.fl.us; Scarta117@aol.com;  
 tampa@fbi.gov; jwaldman@fox4now.com; TAMPA.DIVISION@IC.FBI.GOV; bmoore@brighammoore.com;  
 tbrigham@brighammoore.com; JURIST@PITT.EDU; RHT@HAWAII.LAWYER.COM; wwabbott@aklandlaw.com;  
 LHBARNETT@NAPLES.LAW.COM; JMPASSIDOMO@NAPLES.NET.COM; PLF@PACIFICLEGAL.ORG; aclufl@aclufl.org;  
 CarryBuck@aol.com; yveta.lambert@dep.state.fl.us; harold.vielhauer@dep.state.fl.us; Kathy.Funchess@dep.state.fl.us;  
 tdunkin@appraisalinstitute.org; JDENT@DENTJOHNSON.COM; OWEND@LEEGOV.COM; lhutchinson@leegov.com;  
 PETERJ@LEEGOV.COM; ACAPMAIL@FLABAR.ORG; jmatson@mattsonlaw.com; lwoellert@bloomberg.net;  
 paul@safeguardsecurity.com; MCLARK@NAPLESNEWS.COM; BKESSLER@NYT.COM; business@naplesnews.com;  
 imstackel@naplesnews.com; RGoyal0001@aol.com; HARRINGTON.LINDSAY@LEG.STATE.FL.US;  
 KING.JAMES.WEB@LEG.STATE.FL.US; KYLE.BRUCE@LEG.STATE.FL.US; MCKAY.JOHN.WEB@LEG.STATE.FL.US;  
 jwkane@sbcglobal.net; ROSSIN.TOM.WEB@LEG.STATE.FL.US; SAUNDERS.BURT.WEB@LEG.STATE.FL.US;  
 jayers@southeasternlegal.org; sjohnson@dentjohnson.com; CTobin@barristers.com; KIM@WSJ.COM;  
 WSJ.SERVICE@DOWJONES.COM; ed@video.google.com; KAREN.PIPAS@USDOJ.GOV; brian.albritton@usdoj.gov;  
 PATRICIA.GALVEZ@USDOJ.GOV; CKWHITEHEAD@BONITANEWS.COM; sean.flynn2@usdoj.gov; kevinmccormick@ic.fbi.gov;  
 onlinejournal@wsj.com; dcarder@wgu.edu; brobideau@americanpublicmedia.org; mail@americanpublicmedia.org;  
 worldwide@npr.org; Foxreport@foxnews.com; Foxwire@foxnews.com; jerry.garcia@ic.fbi.gov; ASPORKIN@NPR.ORG;  
 COLLINS@LEEGOV.COM; foxfeedback@foxnews.com; atc@npr.org; wesat@npr.org; KEVIN.MCCORMICK@IC.FBI.GOV;  
 ROBERT.BARCLIFF@USDOJ.GOV; JDMLAW@ATT.NET; SABRINA.REDD@MYFLORIDALEGAL.COM;  
 YOLANDA.VIACAVA@USDOJ.GOV; jeffrey.michelland@usdoj.gov; john@wsj.com; LWADDELL@NYT.COM; DAMIEN@NYT.COM;  
 JMUELLER@MSKAPITAL.COM; collierappr@earthlink.net; SARAHRS@EARTHLINK.NET; james.dedrick@usdoj.gov;  
 DIST3@LEEGOV.COM; DIST4@LEEGOV.COM; WILLIAM.MACKIE@USDOJ.GOV; IAN@NYT.COM; SEAN@NYT.COM;  
 gordon.zubrod@usdoj.gov; DIST1@LEEGOV.COM; DIST2@LEEGOV.COM; DIST5@LEEGOV.COM;  
 OfficeofthePresident@columbia.edu; skg56@columbia.edu; dean@law.uchicago.edu; sgalor@uchicago.edu;  
 elphnt7@gmail.com; CHAD.LACH@DEP.STATE.FL.US; CHARLES.STEVENS@DEP.STATE.FL.US;  
 TERESA.L.FOSTER@DEP.STATE.FL.US; TERESA.MUSSETTO@DEP.STATE.FL.US; linda.starr@flmd.uscourts.gov;  
 CGreen@leeclerk.org; BHILMYER@SHERIFFLEEFLO.ORG; MSCOTT@SHERIFFLEEFLO.ORG  
**Cc:** BHTJW@aol.com; JRBU@aol.com; Rmamamiaanita@aol.com; jparnellre@aol.com; mick@broadgreen.plus.com;  
 floridasurveyor@comcast.net; DEPLAW@SBCGLOBAL.NET; tampabay@bizjournals.com; janetlay11@gmail.com;  
 jruzicka1@comcast.net

**Subject:** U.S. COURT OF APPEALS, LEE COUNTY LAND FRAUD SCHEME OR 569/875

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December 15, 2008

Immediate Office of the Inspector General  
950 Pennsylvania Avenue, N.W., Suite 4706  
Washington, D.C. 20530-0001

Subject: The \$ 1,500,000,000 Fraud by the City of Jacksonville on JEA Electric, Water & Sewer Customers

Gentlemen:

I am a self-appointed Ombudsman serving the best interests of all JEA Retail Customers against abuses or capricious acts of public officials.

For a period of time, I was an internal auditor for the Shell Oil Company Head Office Marketing Purchasing Department.

Over a 30-year period since 1978, the Mayport Naval Base and the Jacksonville Naval Air Station have been defrauded out of about \$ 60,000,000 on electric service. In addition, since 1997 about \$12,000,000 for Water & Sewer services for a grand total of about \$ 72,000,000.

Note: In 2007, the two bases annually used 401,528,000,000 kilowatt hours (kwh) and had a "hidden and undisclosed millage charge" of 5.513 mills per kwh that comes to about \$ 2,213,624. The grand total for 30-years is about \$ 66,400,000. The Water and Sewer millage for 12-years since 1997 is about \$ 13,200,000 for a grand total of about \$ 79,600,000.

The JEA Electric System is currently required by the City Charter to contribute annually to the General Operating Fund of the City an amount not to exceed 5.513 mills per kilowatt hour delivered by JEA to retail users in JEA's service area, and to wholesale customers under firm contracts having an original term of more than one year. This City millage statute was originally established in 1978 at the rate of 4.50 mills per kilowatt hour.

Legally speaking, the 5.513 mills is a Sales Surtax that is hidden "inside the box". A Sales Surtax by law must be shown on the bill "outside the box".

All governmental bodies, Federal, State and Municipal are exempt from Sales Tax and any Sales Surtax. Annual Financial Reports of the City generically describe this Sales Surtax as a "Contribution - in lieu of taxes".

Electric millage in 2007, generated \$ 73,100,460 for the City General Operating Fund.

Previously in 1997, the City Water & Sewer Department was transferred to the JEA. In 2007, this Water millage generated \$ 18,337,080 for a combined total of \$ 91,437,540. This comes from a millage rate of 2.149 per cubic foot of Potable Water and Sewer Wastewater. Projection for 2008 is \$ 94.2 million and 2009 is \$ 96.7 million.

Note: The JEA is required to impose these two millage charges on the City JEA monthly bills even though the City is "tax exempt".

Also, the State of Florida is currently and improperly receiving 6.00 % Sales Tax Revenue and 2.50 % Gross Receipts Tax Revenue. Since 1978, the estimated amount received is between \$ 50,000,000 and \$ 75,000,000.

The state has become complicit in this fraud by knowingly and continually accepting this illicit revenue. The state has been joined by the Florida State Attorney General Charlie Crist who knowingly and willfully did not take appropriate legal action against the City. His successor Bill McCollum has done likewise. Both are guilty of malfeasance.

A local attorney has advised me that the illicit millage charges on State of Florida JEA monthly bills make the City prosecutable by the state under the Florida False Claims Act.

The Navy should give the JEA written notice that they are not going to pay the outstanding balance on their current JEA monthly bill, or those received in the near future, because of the illicit charges contained therein. Restitution is required for the estimated \$ 79,600,000.

A Temporary Restraining Order (TRO) would stop the JEA from charging, collecting and transferring millage revenue to the City.

The City should be required to hold a Special Election within 90 days for the voters to consider a 1.00 % Sales Surtax that would generate about \$ 100,000,000 annually to offset the loss of the \$97.6 million millage for 2009.

To provide restitution monies of \$ 1,500,000,000 to JEA customers, the City must sell an asset and the JEA is the asset.

Bids would be solicited from the Florida Power & Light Group who jointly own 20% of the JEA St. Johns River Power Park and receive 20 % of the electric power generated. The other two bidders would be Georgia Power a wholly-owned subsidiary of the Southern Company of Atlanta, Georgia and the other would be Progress Energy of Raleigh, North Carolina.

I estimate the "net proceeds" to the City based on selling the JEA at a fair-market-value would be between 4 and 7 billion dollars.

Sincerely,



Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH

Email: tjthomasjr@att.net

Georgia Tech Class of 1949

B.S. Industrial Management

Municipal License Code: 772.325

Employment History:

JEA File: 2008-33

Shell Oil - Manager, Purchasing & Stores  
Drew Chemical - Manager, Purchasing & Receiving  
Ryder Truck Lines - Director, Purchasing & General Services  
American Coolair - Manager, Purchasing & Material Control  
Self-Employed - Marketing Consultant  
Roux Laboratories - Purchasing Manager  
Branchemco - Materials Manager  
University of N. Florida - Property Control Accountant

Cc:

Virginia's U.S. Senator & Former Secretary of the Navy - The Honorable Jim Webb

Commander, Navy Region Southeast  
Naval Air Station - Jacksonville, Florida  
Attn: M. C. Vitale  
Rear Admiral, U.S. Navy

Washington Post  
Washington Times

Wall Street Journal  
N.Y. Times

CBS - 60 Minutes  
NBC - Dateline

ABC - Prime Time

# Employee's crime may ensnare company, too

When a company's employee commits a federal crime while acting in the course and scope of his or her job duties and with the intent to benefit the company, the company will likely also be held criminally liable for the employee's actions. This is referred to as vicarious liability, where one person's or party's criminal act confers liability upon a second, related person or party.

One might expect there to be a high legal standard required to attribute liability to a company that was not directly involved in the criminal act based upon the actions of another, but that is not the case. The standard for vicarious criminal liability in the federal criminal system is quite low.

Basically, where any employee commits a criminal act while working pursuant to his or her job duties and the criminal act was done to benefit the company, the company will likely be subject to criminal liability no matter where the employee fits in the company hierarchy and no matter what efforts the company undertook to prevent the criminal act.

In other words, the company can responsibly implement strict policies and procedures to educate its employees about, and deter them from violating, the relevant laws and regulations yet still face criminal liability and severe financial penalties if a low-level employee commits a federal crime while working for the company.

In the Second Circuit (New York), attorneys are attempting to modify this low standard for vicarious criminal liability which basically amounts to automatic criminal liability for a company if an employee commits a federal crime under the circumstances mentioned above.

In the case of *United States v. Ionia Management*, the owner of a large commercial oil tanker faces criminal liability and significant financial sanctions after the company's employees allegedly dumped waste into the sea while transporting oil in violation of federal crimi-



## Viewpoint

Paul A.  
Shorstein

nal law. Defense attorneys are using that case as a vehicle to argue that the standard for vicariously attributing criminal liability to a company due to the conduct of its employees should be raised.

A more appropriate standard for vicarious criminal liability would require the person who committed the crime to be a higher-level, managerial employee and take into consideration whether, and to what extent, the company had policies and procedures in place that were designed to prevent such criminal acts from occurring.

This would allow for a more reasonable and tempered application of corporate liability based on the actions of employees. It would also serve

the common goal of encouraging prevention by providing an important incentive for companies to proactively deter employees from committing criminal acts.

**Paul A. Shorstein** is a partner in the Jacksonville law firm of *Shorstein & Lasnietki LLC*.

[jacksonville@bizjournals.com](mailto:jacksonville@bizjournals.com) | 396-3502

## FEEDBACK

*The Business Journal* welcomes your comments about articles in the newspaper or issues you feel affect the Jacksonville business community. Letters can be sent by fax: 396-5706, by e-mail:

[jburr@bizjournals.com](mailto:jburr@bizjournals.com), or by mail to:

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**Leading Edge Marketing Consultants**

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Jacksonville, FL 32211-5540

RECEIVED-FPSC  
09 JAN 21 PM 2:58

January 15, 2009

Subject: Audit of JEA Monthly Electric, Water, Irrigation Water and Sewer Bills

Gentlemen:

This Email is being sent to over 450 churches and over 350 businesses. For your information, for a period of time, I was an Internal Auditor for the Shell Oil Company's New York City Head Office Marketing Purchasing Department.

In June 2005, I got a copy of a JEA bill for Edward Waters College and found a whole variety of JEA errors and they got a refund of over \$30,000 plus rate corrections. In May 2006, similarly for Jacksonville University and a refund of over \$21,000 plus rate corrections

In September 2007, I decided to audit my Christ the King Catholic Church (CK) and all its buildings. I found they were improperly charged the 10 % Public Service Tax and got a refund of \$4,667. Three buildings were being charged the incorrect rate for Electric. Corrections saved over \$10,000 for each year in the future.

I then went to the other 19 churches in the Diocese finding all had similar problems and got them refunds plus rate corrections. At my personal expense and as a public service, I spread the word to the 1,181 Jacksonville churches by FAX to over 300 and by printed postcards to the balance.

The result was that 133 churches got refunds totaling \$249,235. Some also got rate corrections that provided them with future savings. Folio Weekly published an article about this in November 2007.

Once again in October of 2008, I started reviewing Catholic Church bills and found billing rate errors. CK starting in March of 2008, started getting billed for the 10% Public Service Tax. I still need to apply for a refund of over \$1000. Other catholic churches sent me their current bills by FAX or mail and some have rate errors.

The reason for this Email is that I can't continue to spend time and personal money to go through this time-consuming audit of churches. All churches will still be done at "no charge". I need to do an audit because I have already found corrected rates with future savings of over \$ 100,000 between churches and businesses.

I will ask 10 % of what I save you for a month and refunds. The other 90 % is to your benefit.

I can do a quick assessment in about 5 to 10 minutes. My laptop has a spread sheet of schedule of Electric rates. All I do is enter the kilowatt-hours (kwh) and the Demand (kw) and I have the answer and the savings.

The first twenty customers allowing the audit . . . will be "free of charge". After the first twenty, if my audit hasn't found any savings, the audit will be "free of charge".

You may also FAX me your bill and I will give you an immediate reply by Email, FAX or telephone. What have you got to lose?

I will continue to audit the City and the School Board "free of charge". On Monday this week, I did an audit of the School Board. They have 19 locations with incorrect Electric Rates of \$4,985 for the month and annualized would be \$78,984.

The School Board has 112 locations that have "Zero Consumption" of Electric, Water, Irrigation Water & Sewer of \$6,582 for the month and annualized would be \$78,984. If you have "Zero Consumption", the JEA charges a "Minimum Charge" just keep your account open and supposedly active. This has been going on for the past three years against the School Board. This is then a total of a \$237,000 that was improperly paid. I have numerous other Commercial Accounts who have also been "ripped-off" by the JEA.

The City has been \$118,000 each year for 2006 and 2007 or \$236,000. After I told the City for the third time, in 2008 they finally took some action and reduced the charges by \$95,000. Later this week, I will be auditing the current JEA bill to see the locations still with "Zero Consumption".

I am currently reviewing Florida Community College with three locations with incorrect Electric Rates of \$2,864 for the month and annualized would be \$34,368

Since 2005, I have continued to make the JEA and the Board of Directors fully aware of their unscrupulous and corrupt billing system for Commercial Customers. Mr. James A. Dickenson - Managing Director & CEO, together with a condoning Board of Directors, continue to overcharge Commercial Customers. The Duval County School System and the City of Jacksonville, for the past three years, have been overcharged for a total of over \$600,000. In the real world this would be called "GRAND LARCENY".

I suggest that you Lawyers read an article in the Jacksonville Business Journal:

**"Employee's crime may ensnare company, too"**

A company's employee commits a federal crime while acting in the course of his or her job duties and with the intent to benefit the company, the company will likely also be held criminally liable for the employee's actions.

This is referred to as vicarious liability, where one person's or party's criminal act confers liability upon a second, related person or party.

Sincerely,

*Thomas J. Thomas, Jr.*

Thomas J. Thomas, Jr.  
President

Telephone: 904-745-TECH  
FAX: 904- 745-745- 8324

Email: [tjthomasjr@att.net](mailto:tjthomasjr@att.net)  
JEA Letter File 2009-01

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American Coolair - Manager, Purchasing & Material Control

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Ann Cole

090060-0T

From: Ann Cole  
Sent: Wednesday, January 14, 2009 11:22 AM  
To: Office of the Chairman  
Cc: Commissioners Advisors; Administrative Assistants - Commission Suite  
Subject: RE: You are a piece of work

**CONSUMER**

Thank you for this information. Unless otherwise instructed, this email will be placed in *Docket Correspondence-Consumers and their Representatives*, in Docket No. 080665-EI.

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

From: Office of the Chairman  
Sent: Wednesday, January 14, 2009 11:06 AM  
To: Ann Cole  
Cc: Commissioners Advisors  
Subject: FW: You are a piece of work

Please place in the file. Thanks

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

From: Patricia Young [<mailto:kissie240@embarqmail.com>]  
Sent: Wednesday, January 14, 2009 9:09 AM  
To: Office of the Chairman  
Subject: You are a piece of work

Raising rates and taking from people that don't have anything to give....Come out here and live with the rest of us....Hope your job makes you feel good at night...Don't look in the mirror because You will not like what you see.... Stay warm and feed your family....As many will not in the coming days.....Patricia Young, Apopka, FL

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