

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Application for limited proceeding  
increase in water rates in Pasco County,  
by Aloha Utilities, Inc.

Docket No. 060122-WU

In Re: Progress reports on implementation  
of Anion Exchange in Pasco County, filed  
by Aloha Utilities, Inc. pursuant to  
Order No. PSC-06-0270-AS-WU.

Docket No. 060606-WS

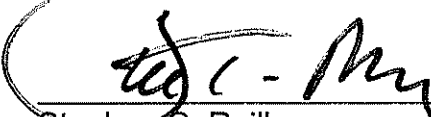
**CITIZENS' MOTION TO STRIKE ALOHA'S REPLY TO THE CITIZENS' RESPONSE  
TO ALOHAS' REQUEST FOR CONTINGENT RELEASE OF  
ESCROW FUNDS**

The Citizens of the State of Florida ("Citizens"), by and through their undersigned attorney, with the Office of Public Counsel ("OPC"), file this Motion to Strike Aloha Utilities, Inc.'s ("Aloha", "Utility" or "Company") Reply To the Citizens' Response To Aloha's Request For Contingent Release Of Escrow Monies, and state:

1. As tempting as it is to respond to Aloha's most recent example of hyperbole and mischaracterization of the facts, the Citizens shall refrain from responding.
2. We refrain from responding because there is absolutely no authority in the Model Rules or the Commission's Procedural Rules for a responsive pleading to a Reply to a Response to a Motion. Likewise, there is absolutely no authority in the Model Rules or the Commission's Procedural Rules for a Party to file a Reply to a Response to a Party's original Motion.

WHEREFORE, for the reason stated above, the Citizen's request the Commission to strike all of Aloha's Reply To The Citizens' Response To Aloha's Request For Contingent Release Of Escrow Monies, and to refuse to consider the arguments contained therein.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Stephen C. Reilly", is written over a horizontal line. The signature is stylized and cursive.

Stephen C. Reilly  
Associate Public Counsel  
Office of Public Counsel  
c/o The Florida Legislature  
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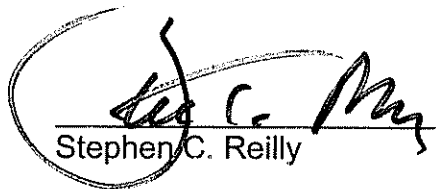
**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by electronic mail and U.S. Mail to the following parties this 4th day of March, 2009.

Jean Hartman, Esquire  
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Stephen C. Reilly