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January 8, 2002

VIA HAND DELIVERY

ROBERT M. C. ROSE
OF COUNSEL

Lorena Espinoza, Esquire
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Aloha Utilities, Inc.; PSC Docket No. 010503-WU
Our File No. 26038.35

Dear Lorena:

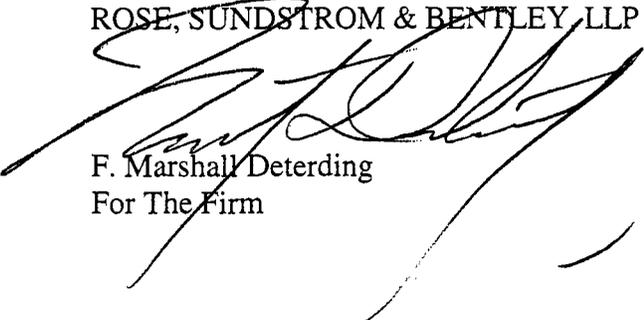
As a follow up to my letter of Friday's date, I am attaching hereto Late-Filed Exhibit No. 1 to Nixon's deposition and Late-Filed Exhibit No. 4 to the deposition of Mr. Watford. I believe the only thing you are missing is Late-Filed Exhibit No. 5, which I am trying to get together from the attorneys involved. Given the busy schedule that has occurred since my return Friday morning, I have not yet been able to get this document from them. The trouble lies in the Consent Agreement itself. While discussions and modifications of language have occurred, a redraft of the whole document has not been reprinted recently. I am having that done.

I will let you know sometime Tuesday or first thing the morning of hearing, what I have found in this regard.

If you have any questions with regard to the attached, please let me know.

Sincerely,

ROSE, SUNDSTROM & BENTLEY, LLP


F. Marshall Deterding
For The Firm

FMD/tms

cc: Blanca S. Bayo (Via Hand Delivery)
David W. Porter, P.E.
Mr. Stephen G. Watford
Robert C. Nixon, CPA

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