

ORIGINAL



DISTRICT COURT OF APPEAL
FIRST DISTRICT
STATE OF FLORIDA
TALLAHASSEE, FLORIDA 32399-1850

JON S. WHEELER
CLERK OF THE COURT

(850) 488-6151

SCANNED
DISTRIBUTION CENTER
03 JUL -1 AM 7:49

June 30, 2003

Blanca S. Bayo, Clerk
Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-PSC
03 JUL -1 AM 10:20
COMMISSION
CLERK

RE: Aloha Utilities, Inc.

v. The Florida Public
Service Commission, et al

Docket No: 1D02-2147
Lower Tribunal Case No.: 010503-WU

Dear Ms. Bayo:

I have been directed by the court to issue the attached mandate in the above-styled cause. It is enclosed with a certified copy of this Court's opinion.

Yours truly,

Jon S. Wheeler
Clerk of the Court

JSW/jm
Enclosures

c: (letter and mandate only)
F. Marshall Deterding
Stephen C. Burgess

John L. Wharton
Ralph R. Jaeger

Samantha Cibula
Margaret Lytle

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC _____
OTH _____

Marguerite

DOCUMENT NUMBER DATE

05842 JUL-18

CLERK

M A N D A T E

From

DISTRICT COURT OF APPEAL OF FLORIDA FIRST DISTRICT

To Lila A. Jaber, Chairman, Public Service Commission

WHEREAS, in that certain cause filed in this Court styled:

ALOHA UTILITIES, INC.

Case No : 1D02-2147

v.

Lower Tribunal Case No : 010503-WU

THE FLORIDA PUBLIC
SERVICE COMMISSION, ET AL

The attached opinion was issued on May 6, 2003.

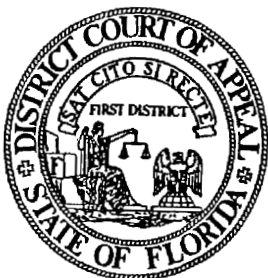
YOU ARE HEREBY COMMANDED that further proceedings, if required, be had in accordance with said opinion, the rules of Court, and the laws of the State of Florida.

WITNESS the Honorable MICHAEL E. ALLEN, Chief Judge

of the District Court of Appeal of Florida, First District,

and the Seal of said Court done at Tallahassee, Florida,

on this 30th day of June 2003.



Jon S. Wheeler

JON S. WHEELER, Clerk
District Court of Appeal of Florida, First District

DOCUMENT NUMBER DATE

U5842 JUL-18

FPSC-COMMISSIONER CLERK

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

ALOHA UTILITIES, INC.,

Appellant,

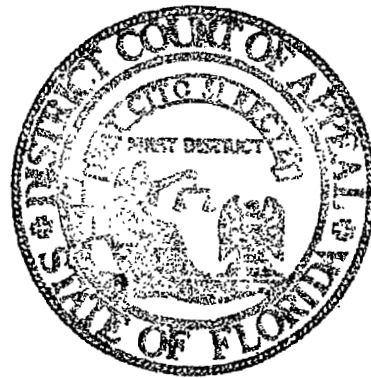
v.

THE FLORIDA PUBLIC SERVICE
COMMISSION, et al.,

Appellees.

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

CASE NO. 1D02-2147



Opinion filed May 6, 2003.

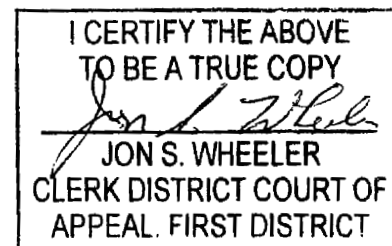
An appeal from an order of the Public Service Commission .

John L. Wharton and F. Marshall Deterding, of Rose, Sundstrom & Bentley, LLP,
Tallahassee, for Appellant.

Harold McLean, General Counsel, Samantha M. Cibula, Senior Attorney, and David E.
Smith, Attorney Supervisor, Tallahassee, for Appellee Florida Public Service
Commission; and Stephen C. Burgess, Office of Public Counsel, Tallahassee, for
Appellee Citizens of the State of Florida.

PER CURIAM.

AFFIRMED.



BARFIELD, BROWNING and LEWIS, JJ., CONCUR.