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December 11, 1998

ROBERT M. C. ROSE
OF COUNSEL

VIA TELECOPY AND U.S. MAIL

Representative Mike Fasano
State Representative, District 45
8217 Massachusetts Avenue
New Port Richey, Florida 34653

Re: Aloha Utilities, Inc.; Docket No. 960545-WS
Our File No. 26038.17

Dear Representative Fasano:

As you know, on Tuesday, December 15, 1998, the Florida Public Service Commission will once again hear a staff recommendation on the investigation of Aloha Utilities, Inc. that has been outstanding now for almost three years. I am sure that you want to see to it that the Commission is informed of all of the facts prior to making its decision on Tuesday.

As you are no doubt aware, approximately a year ago this same matter came before the Commission and your aide, Mr. Greg Giordano, as well as two or three customer representatives made presentations to the Commission about continuing problems with discolored water. Your aide offered two or three letters from customers at that time which purported to provide evidence that some customers who had PVC plumbing were still experiencing discolored water despite the absence of copper in their plumbing systems. The Utility was not informed in advance of these allegations, and as such, had not had an opportunity to investigate and therefore, to provide further information to the Commission in this regard. As it turned out, and as we at the Utility suspected, each of the customers who had made the allegation that they had PVC plumbing, in fact had partial, if not fully copper piping for their in-home water systems and therefore, the information provided by these customers through Mr. Giordano was misleading.

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This investigation has already resulted in costs of over \$250,000 which will ultimately be born by the customers of Aloha. I am sure we can all agree that avoidance of further costs is a

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common goal. In order to ensure that the Commission has all of the relevant facts before it and to prevent further costly delay in reaching a conclusion on this matter, I am hereby requesting that in the interest of helping the Commission reach a decision based upon the facts, if you have any new information or evidence, or letters which you wish to present to the Commission at its agenda conference on Tuesday, that you provide that information to us at Aloha immediately (by fax either this afternoon Friday, December 11th, over the weekend, or as early as possible on Monday, December 14th). In this way we will at least have some short opportunity to review these items and be able to investigate them and present the Commission with additional facts as necessary.

We at Aloha Utilities do not intend to provide any additional evidence to the Commission at that agenda conference. As a representative of the customers and a State Representative, I would hope that you want to see this matter concluded based upon the facts, and therefore, want to make sure that the Commissioners have all the facts before them when they make their decision. Only by cooperating with us and sharing any new evidence you intend to provide in advance, can this be done. I appreciate your assistance and look forward to hearing from you in advance of the Commission's agenda conference next Tuesday.

Sincerely,

ROSE, SUNDSTROM & BENTLEY, LLP



F. Marshall Deterding
For The Firm

FMD/tmg
cc: Blanco Bayo, Director
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