

BUSH ROSS GARDNER WARREN & RUDY, P.A.

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DAVID B. WILLIAMS

MEMORANDUM

To: Kay Flynn
From: Alice Copek
Date: October 15, 2002
Re: Docket No.: 021051-EI (The Links HOA, Inc. v. Tampa Electric Company)
File No: 7007.0

Pursuant to our conversation of this afternoon, I am enclosing copies of the attachments referenced in our October 10, 2002 letter.

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

RECEIVED - FPSC
02 OCT 17 AM 10:28
COMMISSION
CLERK

DOCUMENT NUMBER-DATE

11283 OCT 17 02

FPSC-COMMISSION CLERK

PO Box 26808
Greensboro NC 27429-6808

8457839X204



(336)-373-4446

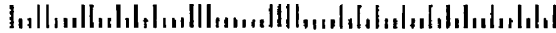
May 28, 2002

8457839X204
8457839-HDB-204

THE LINKS HOA
PO BOX 1058
ATT DEE ANN KING
RUSKIN FL 33570-1058

Client Account #: 33131468540
Total Balance Due: 8,874.19

Allied Interstate, Inc. Greensboro
PO Box 369008
Columbus, OH 43236-9008



Past Due Balance

Detach Upper Portion And Return With Payment

Client: TAMPA ELECTRIC COMPANY
Account #: 8457839
Balance: \$8874.19
Total Due: \$8874.19

We sent you a first notice setting forth your rights under the Fair Debt Collection Practices Act. You still have time to exercise your rights.

Your payment, or any questions you may have, should be directed to this office to ensure proper credit to your account.

Very truly yours,

J. Lewis

Collection Manager

We are a debt collector attempting to collect a debt and any information obtained will be used for that purpose.

Si no habla ingles, llame al numero 1-800-207-7307 para hablar con un analista de coleccion que habla espanol.

A \$25.00 processing fee will be added for all returned checks.

Hours of Operation: 8:00 AM - 8:00 PM Monday - Thursday
8:00 AM - 4:00 PM Friday

NC Dept of Insurance License No. #789

SONROMA10204

What do we need to do?

PO Box 26808
Greensboro NC 27429-6808

8457839X291



(336)-373-4446

June 11, 2002

8457839X291
8457839-HDB-291

THE LINKS HOA
PO BOX 1058
ATT DEE ANN KING
RUSKIN FL 33570-1058



Client Account #: 33131468540
Total Balance Due: 8,874.19

Allied Interstate, Inc. Greensboro
PO Box 369008
Columbus, OH 43236-9008

**Past Due Balance**

! Detach Upper Portion And Return With Payment!

Client: TAMPA ELECTRIC COMPANY 8874.19

Account #: 8457839
Balance: \$8874.19
Total Due: \$8874.19

This is a demand for payment in full today.

Why have you ignored our previous notices?

Send your payment in full today. Full payment now will clear your record in this office.

Very truly yours,

J. Lewis

Collection Manager

We are a debt collector attempting to collect a debt and any information obtained will be used for that purpose.

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Hours of Operation: 8:00 AM - 8:00 PM Monday - Thursday
8:00 AM - 4:00 PM Friday

NC Dept of Insurance License No. #789

SONR01A10201

PO Box 26808
Greensboro NC 27429-6808

8457839X291



(336)-373-4446

June 19, 2002

8457839X291
8457839-HDB-291

THE LINKS HOA
PO BOX 1058
ATT DEE ANN KING
RUSKIN FL 33570-1058



Client Account #: 33131468540
Total Balance Due: 8,874.19

Allied Interstate, Inc. Greensboro
PO Box 369008
Columbus, OH 43236-9008

**Past Due Balance**

Detach Upper Portion And Return With Payment

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August 23, 2002

Tampa Electric Company
702 N. Franklin Street
Tampa, FL

Re: Your Account No. 8457839
Customer: The Links HOA

Dear Sir or Madam:

Please be advised that our firm serves as general counsel for The Links Homeowners Association. My client has recently received dunning notices for the above-referenced account from a collection agency. My client did not initiate the service in the above-referenced account. Apparently service was initiated by the developer of the subdivision as there were no prior bills to the homeowners association prior to the recent collection efforts.

In reviewing this matter, we have determined that other portions of the same subdivision, i.e., Bloomingdale Section AA/GG, Unit 3 Phase 1 Plat Book 75, Page 30 and Bloomingdale Section AA/GG, Unit 3, Phase 2, Plat Book 78, Page 36 are part of lighting district number 514. Unit 3 Phase 1 was added to the lighting district in 1996 while Unit 3 Phase 2 (the area in question) was not added to the lighting district until 2001.

At this time, it should be clear that the homeowners association has no responsibility for the street lights and that the original plan and scheme of the development contemplated submission of these lights to the lighting district. Unfortunately, for reasons which are not within the knowledge or control of the homeowners association, these lights were not timely submitted to the lighting district. Obviously, we do not represent the lighting district, but one might think that the lighting district could assume this responsibility as it is clearly consistent with the intent of the developer, subsequent events, and each of the purchasers of homes within the subdivision. Neither the developer nor the homeowners association contemplated that the homeowners association would ever undertake responsibility for the street lighting.

Tampa Electric Company

August 23, 2002

Page 2

I can assure you that my client and I will cooperate with your efforts to pursue collection of this account from the developer or from the lighting district or from any other party other than the homeowners association. Clearly the homeowners association has no liability for this account and we are requesting that you cease collection efforts (including through your collection agency) and that you acknowledge that the homeowners association was designated as the responsible party in error by TECO.

Thank you for your prompt and personal attention to this matter.

Sincerely,

Steven H. Mezer

SHM/kaw

cc: The Links Homeowners Association, Inc.

266765.1

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DAVID B. WILLIAMS

September 25, 2002

Tampa Electric Company
702 N. Franklin Street
Tampa, FL 33602

Re: Your Account No.: 8457839
Customer: The Links Homeowner's Association
Our File No.: 7007.0


Dear Sir or Madam:

On August 23, 2002, I directed the enclosed letter to your attention regarding the above referenced account no. and customer name. To date, we have not received a response to our letter or an acknowledgment of receipt of our communication.

Please provide me with a response to our letter not later than October 4, 2002 at 5 p.m. In the event that we have not received a response from you, it is our intent to refer this matter to the Florida Public Service Commission for an investigation.

Thank you for your prompt and personal attention to the foregoing.

Sincerely,


Steven H. Mezer

SHM/le
Enclosure
269564.1