



Vincent Sapienza, P.E.  
Acting Commissioner

Nancy C. Cianflone  
Deputy Commissioner  
Customer Services  
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59-17 Junction Boulevard  
Flushing, NY 11373  
T: (718) 595-7000  
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April 17, 2017

Ms. Carmine Nuzzi  
National Auditing Services Consulting  
500 Purdy Hill Road, Suite 4  
Monroe, CT 06468

Re: 5<sup>th</sup> Avenue, LLC  
Block: , Lot: 3  
Account Number: 9 58 8  
Service Address: 5<sup>th</sup> Avenue

Dear Ms. Nuzzi:

This is in response to your letter dated March 24, 2017, regarding the estimated charges issued to the above referenced water and sewer account for former meter. The Department of Environmental Protection (DEP) reviewed the account and the findings are noted below.

Please be advised that the DEP is allowed to adjust previously issued charges for a period not to exceed four years from the date of the customer's written dispute.

The DEP issued estimated bills to the account because actual readings could not be obtained on the meter. If we are unable to read the meter, estimated bills are issued and are considered valid at the time of issuance. Estimated charges may be adjusted to reflect the actual consumption when the meter is read, or based on an Average Daily Flow of a working meter.

In light of your inquiry and further review of the account, on April 11, 2017, we cancelled charges for meter from March 22, 2013 to February 28, 2014 totaling \$11,903.75. Revised charges totaling \$2,674.93 were issued from March 24, 2013 to February 28, 2014, based on a lower ADF of 0.85 obtained on the new meter. This adjustment was done in accordance with the NYC Water Board's Rules and Regulations. No further adjustment is warranted.

As of April 17, 2017, the account has a **credit balance of \$9,158.58**, which will be applied to future water and sewer charges.

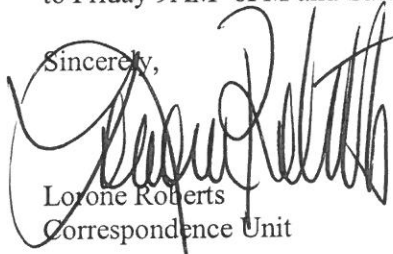
The New York City Water Board allows you to appeal this decision within 120 days from the date of this letter. If you choose to do so, submit a written appeal presenting new evidence to support your claim along with a copy of this letter. Send it to the Deputy Commissioner, Bureau of Customer Services, DEP, 59-17 Junction Boulevard, 13<sup>th</sup> Fl,

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Account Number:  
5<sup>th</sup> Avenue, LLC

Flushing, NY 11373.' The regulations and appeal process can be viewed online at <http://www.nyc.gov/html/dep/pdf/partviii.pdf> or a copy can be mailed to you by calling 718-595-7000 Monday to Friday 9AM-6PM and Saturday 9AM-2PM.

Sincerely,



Lorone Roberts  
Correspondence Unit

Copy:

C/o Avenue, LLC  
16 Group  
, NY y, 910