

FLORIDA PUBLIC SERVICE COMMISSION
Capital Circle Office Center • 2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

MEMORANDUM

June 13, 1996

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF COMMUNICATIONS (HAWKINS) *AWA*
DIVISION OF LEGAL SERVICES (LUGO) *scf/R*

RE: DOCKET NO. 960673-TC - REQUEST FOR REINSTATEMENT OF PAY
TELEPHONE CERTIFICATE NO. 3328 ISSUED TO PAY PHONE
SYSTEMS.

AGENDA: JUNE 25, 1996 - REGULAR AGENDA - PROPOSED AGENCY ACTION -
INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: I:\PSC\CMU\WP\960673.RCM

CASE BACKGROUND

Staff has discovered that certificate number 3328 belonging to PAY PHONE SYSTEMS was cancelled in error. PAY PHONE SYSTEMS has requested that the certificate be reinstated.

Docket Number 960202-TC was opened to cancel Certificate No. 3328 at the May 21, 1996 Agenda for Reporting Requirements. Mr. Gelies Nichola Bilkas', owner of PAY PHONE SYSTEMS, address was changed with the Division of Records and Reporting on February 1, 1996. Mr. Bilkas started moving to his new address on January 19, 1996 and completed the move four days later. The problem stems from the Postal Service not delivering his mail. Mr. Bilkas, while residing at his previous address (an apartment complex) informed the Postal Service (in person and writing) that PAY PHONE SYSTEMS was also his business. He reiterated to the Postal Service that he was the owner of the business and assumed they understood. He also put a business card in his mailbox to let the Postman know that he was one and the same, PAY PHONE SYSTEMS.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Mr. Bilkas was successful in some instances of receiving mail, but for the most part, most of his mail kept being returned by the Post Office. Mr. Bilkas feels that he encountered these problems because he was not registered at the Newport Apartments as PAY PHONE SYSTEMS. Once he moved to his new address, he received the notice of cancellation without any problem and would like to be reinstated.

DISCUSSION OF ISSUES

ISSUE 1: Should certificate number 3328 issued to PAY PHONE SYSTEMS be reinstated?

RECOMMENDATION: Yes.

STAFF ANALYSIS: According to Rule 25-24.520(1)(a), F.A.C., it is the responsibility of every regulated utility to inform the Commission of any change of address and phone number 10 days after the change has occurred. Staff believes that this is an exceptional situation which warrants consideration of reinstatement of PAYPHONES SYSTEMS's certificate. The ultimate cancellation of PAY PHONE SYSTEMS's certificate was a consequence of the mail being returned by the Postal Service and was not due to any action or inaction by PAY PHONE SYSTEMS.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes.

STAFF ANALYSIS: Unless a person whose substantial interests are affected by this Order files a protest within 21 days, this docket should be closed.