

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

MARCH 16, 1999

RE: DOCKET NO. 990200-TC - Initiation of show cause proceedings against Communications Central, Inc. for violation of Rule 25-24.515, F.A.C., Pay Telephone Service.

Issue 1: Should Communications Central, Inc. be ordered to show cause why it should not be fined \$32,000 or Certificate No. 2272 should not be canceled for apparent violations of Rule 25-24.515, Florida Administrative Code, Pay Telephone Service?

Recommendation: Yes. The Commission should order CCI to show cause in writing within 21 days of the effective date of the order why it should not have Certificate no. 2272 canceled or be fined \$32,000 for apparent violations of Rule 25-24.515, Florida Administrative Code, Pay Telephone Service. The company's response must contain specific allegations of fact or law. If CCI fails to respond to the show cause, the fine will be deemed assessed. If the fine is not paid after reasonable collection efforts by the Commission, it should be forwarded to the Office of the Comptroller for collection. If the fine is paid it will be remitted by the Commission to the State of Florida General Revenue Fund pursuant to Section 364.285, Florida Statutes.

DEFERRED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

REMARKS/DISSENTING COMMENTS:

*To the April 20, 1999
Commission Conference*

DOCUMENT NUMBER-DATE

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Issue 2: Should this docket be closed?

Recommendation: If staff's recommendation in Issue 1 is approved, then CCI will have 21 days from issuance of the Commission's show cause order to respond in writing why it should not be fined in the amount proposed or have its certificate canceled. If CCI timely responds to the show cause order, this docket should remain open pending resolution of the show cause proceeding. If CCI does not respond to the Commission's Order to Show Cause, the fine should be assessed. The fine shall be forwarded to the Office of the Comptroller for deposit into the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. Staff recommends that if CCI fails to respond to the Order to Show Cause, and the fine is not received within five business days after expiration of the show cause response period, CCI's certificate should be canceled and this docket closed administratively.

DEFERRED