



Public Service Commission

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-M-E-M-O-R-A-N-D-U-M-

RECEIVED-PPSC
99 JUL 13 AM 11:55
RECORDS AND REPORTING

DATE: JULY 15, 1999

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

FROM: DIVISION OF COMMUNICATIONS (ISLER) *PI*
DIVISION OF LEGAL SERVICES (K. PEÑA) *W*
KMP CB

RE: DOCKET NO. 990262-TC - REQUEST FOR CANCELLATION OF PATS
CERTIFICATE NO. 4542 BY FKI ENTERPRISES, INC., EFFECTIVE
1/22/99.

AGENDA: 07/27/99 - REGULAR AGENDA - INTERESTED PERSONS MAY
PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\CMU\WP\990262.RCM

CASE BACKGROUND

- 03/19/96 - This company obtained PATS Certificate No. 4542.
- 01/20/99 - The company mailed its 1998 Regulatory Assessment Fee (RAF) form with a note "Phones and company not in use this date" and did not include any payment.
- 03/30/99 - The company paid the minimum \$50 RAF.
- 04/30/99 - Order No. PSC-99-0867-FOF-TC was issued, which granted the company's request for cancellation of its certificate.
- 05/07/99 - Staff received a letter dated May 3, 1999 from Mr. D. K. Stimson Jr., who requested reconsideration of the Commission's Order to cancel his certificate.

Staff believes the following recommendations are appropriate.

DOCUMENT NUMBER-DATE

08261 JUL 13 99

PPSC-RECORDS/REPORTING

DOCKET NO. 990262-TC
DATE: JULY 15, 1999

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission reinstate FKI Enterprises, Inc.'s PATS Certificate No. 4542?

RECOMMENDATION: Yes, staff believes that the company's Certificate No. 4542 should be reinstated. (Isler)

STAFF ANALYSIS: After Order No. PSC-99-0867-FOF-TC was issued on April 30, 1999, Mr. Donald K. Stimson Jr., the company's president, wrote a letter and stated that he had been hospitalized for several months and was unable to pay the RAF when originally due, that he did not want his certificate canceled, and requested reconsideration. On May 18, staff wrote Mr. Stimson and explained that the certificate was canceled at his request. Mr. Stimson subsequently called staff and apologized for any misunderstanding and stated he would like his pay telephone certificate reinstated.

Since the company's regulatory assessment fees are paid in full, staff believes that FKI's Certificate No. 4542 should be reinstated.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes, if the Commission approves staff's recommendation in Issue 1, this docket should be closed. (K. Peña)

STAFF ANALYSIS: If the Commission approves staff's recommendation in Issue 1, this docket should be closed.