

ORIGINAL

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date August 24, 2001

Docket No. 011157-TX

- 1. Division Name/Staff Name Competitive Services/Isler
- 2. OPR Competitive Services/Isler
- 3. OCR Legal Services

4. Suggested Docket Title Cancellation by Florida Public Service Commission of Alternative Local Exchange Telecommunications Certificate No. 7337 Issued to P.V. Tel of Florida, LLC for Violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies

5. Suggested Docket Mailing List (attach separate sheet if necessary)

- A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, as shown in Rule 25-22.104, F.A.C.
- B. Provide COMPLETE name and address for all others. (Match representatives to clients.)

1. Parties and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

2. Interested Persons and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

6. Check one:

- Documentation is attached.
- Documentation will be provided with recommendation.

I:\PSC\RAR\WP\ESTDKT.
PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

STATE OF FLORIDA

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DIVISION OF COMPETITIVE SERVICES
WALTER D'HAESELEER
DIRECTOR
(850) 413-6600

Public Service Commission

March 16, 2001

Ms. Sharon S. Quaintance
c/o Avana Communications
1690 Chantilly Drive
Atlanta, GA 30324

Re: P.V. Tel of Florida, LLC

Dear Ms. Quaintance:

The Commission has received your letter dated March 6 concerning the cancellation of P.V. Tel's alternative local exchange carrier (ALEC) certificate. You stated that P.V. Tel did no business in Florida in 2000 or 2001.

Commission records show that P.V. Tel has two certificates in Florida. Certificate No. 7336 (TJ264) is the company's interexchange telecommunications carrier (IXC) certificate and No. 7337 (TX324) is the company's ALEC certificate. Both certificates became effective March 2, 2000.

There are two kinds of cancellations. The first is voluntary, which is normally granted if the company is in good standing with the Commission and does not have a past due balance of the Regulatory Assessment Fee (RAF), including statutory penalty and interest charges. The other is involuntary. If a company is **not** in good standing and has an outstanding balance of the RAF, the Commission normally cancels the certificate on its own motion for a rule violation. It should be noted that any unpaid balance is forwarded to the Comptroller's Office for further collection efforts.

The RAF is assessed if a certificate is active for any one day during a calendar year. The RAF is due by January 30 of each year, unless the 30th falls on a weekend, then the fee is due by the next working day, for the previous year. For example, the 2000 RAF was due by January 30, 2001 and the 2001 RAF is due by January 30, 2002.

According to Commission records, P.V. Tel has not paid the 2000 RAF, including penalty and interest charges for either the ALEC or IXC certificate. If the company owes the minimum amount for the 2000 RAF, the company would owe \$56 for each certificate, or a total of \$112, if the payment was postmarked by March 31. Depending upon when the check is postmarked, penalty and interest charges would continue to accrue.

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25-24.474 Cancellation of a Certificate.

(1) The Commission may on its own motion cancel a company's certificate for any of the following reasons:

- (a) Violation of the terms and conditions under which the authority was originally granted;
- (b) Violation of Commission rule or order; or
- (c) Violation of Florida Statutes.

(2) If a certificated company desires to cancel its certificate, it shall request cancellation from the Commission in writing and shall provide the following with its request.

- (a) Statement of intent and date to pay Regulatory Assessment Fee.
- (b) Statement of why the certificate is proposed to be cancelled.
- (c) A statement on treatment of customer deposits and final bills.
- (d) Proof of individual customer notice regarding discontinuance of service.

(3) Cancellation of a certificate shall be ordered subject to the holder providing the information required by subsection (2).

Specific Authority 350.127(2) FS.

Law Implemented 350.113, 350.127(1), 364.285, 364.337, 364.345 FS.

History—New 2-23-87, Amended 3-13-96.



2001 MAR 15 AM 10:08
DIVISION OF
COMPETITIVE SERVICES

March 6, 2001

Ms. Paula Isler
Public Service Commission
State of Florida
Capital Circle Office Center
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Dear Ms. Isler :

This correspondence is to inform you that P.V.Tel of Florida, L.L.C. has ceased all operations as a competitive local exchange carrier in Florida. According to our records, the company did no business in the state during either 2000 or 2001. Consequently, please discontinue the company's certification, which was issued under the number TJ264 with certification number 7337.

While there are no employees remaining with P.V.Tel, I would be happy to attempt to answer any questions. I can be reached at 800-841-5858. Thank you for your assistance.

Sincerely,

Sharon S. Quaintance
For P.V.Tel of Florida, L.L.C.

TJ 264 3/2/00 (Cert. 7336)
TX 324 3/2/00 (Cert. 7337)