

**REQUEST TO ESTABLISH DOCKET**

(Please Type)

<b>Date</b>	June 27, 2002	<b>Docket No.</b>	020603-TX
<b>1. Division Name/Staff Name:</b>		Division of Competitive Markets & Enforcement/Isler	
<b>2. OPR: Division of Competitive Markets &amp; Enforcement/Isler</b>			
<b>3. OCR: Office of the General Counsel</b>			
<b>4. Suggested Docket Title: Cancellation by Florida Public Service Commission of ALEC Certificate No. 7678 issued to Sigma Networks Telecommunications, Inc. for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies and 25-24.835, F.A.C., Rules Incorporated.</b>			
<b>5. Suggested Docket Mailing List (attach separate sheet if necessary)</b>			
A. Provide NAMES OR ACRONYMS ONLY if a regulated company.			
B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)			
1. Parties and their representatives (if any):			
2. Interested persons and their representatives (if any):			
6. Check one:			
<input checked="" type="checkbox"/> <b>Documentation is attached.</b>			
<input type="checkbox"/> <b>Documentation will be provided with recommendation.</b>			
PSC\CCA010-C (Rev 10/01)			

DOCUMENT NUMBER-DATE

06643 JUN 27 8

FPSC-COMMISSION CLERK

State of Florida



Public Service Commission  
-M-E-M-O-R-A-N-D-U-M-

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**DATE:** May 9, 2002  
**TO:** Paula Isler, Division of Competitive Services  
**FROM:** Sandy Moses, Division of the Commission Clerk and Administrative Services *sm*  
**RE:** Returned Mail – Sigma Networks Telecommunications, Inc. (Company Codes TJ454 and TX512)

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Mail addressed to the organization at the address shown below has been returned to the Commission by the U.S. Postal Service for the reason indicated on the attached copy of the envelope. Staff in the Hearing Services Section has confirmed that the address matches that in the Master Commission Directory, and attempts to contact the company by telephone and e-mail have been unsuccessful.

Sigma Networks Telecommunications, Inc.  
1290 Parkmoor Avenue, Third Floor  
San Jose, CA 95126-3449

If you are successful in contacting the company, please furnish a current mailing and location address as well as any other updated MCD information you obtain. Thank you for assisting this division in maintaining current information in the Master Commission Directory.

Attachment

Florida Public Service Commission  
Bureau of Records and Hearing Services  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850



TJ 454  
TY 512

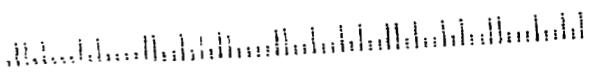
4/30/02

✓ Sigma Networks Telecommunications, Inc.  
1290 Parkmoor Avenue, Third Floor  
San Jose, CA 95126-3449

Physical:  
c/o CT Corporation System  
1200 South Pine Island Rd  
Plantation, FL 33324-4413

Philip Jim  
408-271-7500  
changed to  
408-382-7500  
~~Brandon Powell~~  
~~408-268-8100~~  
disconnected

3312643449



Sandy Moses

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**From:** MAILER-DAEMON@MAIL.PSC.STATE.FL.US  
**Sent:** Friday, May 03, 2002 3:11 PM  
**To:** SMoses@PSC.STATE.FL.US  
**Subject:** Warning: Sigma Networks-Telecommunications, Inc. (Company Codes TJ454 and TX512)



ATT16213.TXT



Sigma Networks  
Telecommunicat.

This is a warning message only, there is no need to resend your message.

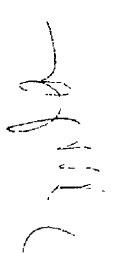
An error occurred sending a message to:  
plin@sigmanetworks.com

Relay host reported error:  
Message could not be delivered for domain sigmanetworks.com after 4 hours.

Retries will continue for the next 68 hours

Original Message Follows:  
=====

State of Florida  
**Public Service Commission**  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850



95126-3449  
MAY 19 1995  
U.S. MAIL  
POSTAGE WILL BE PAID BY ADDRESSEE  
FIRST CLASS PERMIT NO. 1000 TALLAHASSEE, FL

Mr. Philip Lin, Vice President  
Sigma Networks Telecommunications, Inc. (TX512)  
1290 Parkmoor Avenue, Third Floor  
San Jose, CA 95126-3449

95126-3449

TX512

## STATE OF FLORIDA

COMMISSIONERS:  
LILA A. JABER, CHAIRMAN  
J. TERRY DEASON  
BRAULIO L. BAEZ  
MICHAEL A. PALECKI  
RUDOLPH "RUDY" BRADLEY



DIVISION OF COMPETITIVE MARKETS &  
ENFORCEMENT  
WALTER D'HAESELEER  
DIRECTOR  
(850) 413-6600

# Public Service Commission

May 6, 2002

Mr. Philip Lin, Vice President  
Sigma Networks Telecommunications, Inc. (TX512)  
1290 Parkmoor Avenue, Third Floor  
San Jose, CA 95126-3449

Dear Mr. Lin:

The Regulatory Assessment Fee (RAF) is due by January 30<sup>th</sup> of each year for the preceding calendar year. For certificate holders, the RAF is owed even if a telecommunications company may not have started operations or had any revenues. If payment is made after the due date, then statutory penalty and interest charges are applicable.

Our records show the 2001 RAF return notice was mailed December 12, 2001, and a delinquent notice was mailed February 20, 2002. As of this date, our records do not show receipt of the RAF return or payment. A copy of the 2001 RAF return form is attached.

If full payment, including penalty and interest charges, along with the RAF return form, are not received by May 28, 2002, it is my intention to establish a docket and recommend that the Commission fine your company \$500 or cancel your certificate. Please note that once a docket has been established, **just paying the delinquent RAF amount will not prevent your certificate from being cancelled.**

If you wish to cancel your certificate voluntarily and leave in good standing with the Commission, your company should pay the past due amount in full, complete the 2001 RAF return form, either pay the 2002 RAF or provide a date certain it will be paid, and comply with the requirements of Rule 25-24.820, Florida Administrative Code, copy attached. Any unpaid RAFs, including penalty and interest charges, are turned over to the Comptroller's Office for collection if the Commission cancels a company's certificate on its own motion (involuntary cancellations).

If you have any questions, please contact me at (850) 413-6502-voice, (850) 413-6503-fax, at the address below, or via internet e-mail at [pisler@psc.state.fl.us](mailto:pisler@psc.state.fl.us).

Mr. Philip Lin, Vice President  
Page 2  
May 6, 2002

Sincerely,

A handwritten signature in cursive script that reads "Paula J. Isler". The signature is written in black ink and is positioned above the typed name.

Paula J. Isler, Research Assistant  
Bureau of Service Quality

Enclosures

# Alternative Local Exchange Company Regulatory Assessment Fee Return

**STATUS:**  
 \_\_\_\_\_ Actual Return  
 \_\_\_\_\_ Estimated Return  
 \_\_\_\_\_ Amended Return

**PERIOD COVERED:**  
 01/17/2001 TO 12/31/2001

## Florida Public Service Commission

(See Filing Instructions on Back of Form)

TX512-01-0-R  
 Sigma Networks Telecommunications, Inc.  
 1290 Parkmoor Avenue, Third Floor  
 San Jose, CA 95126-3449  
 cc: P. Isler

**FOR PSC USE ONLY**

Check# \_\_\_\_\_

\$ \_\_\_\_\_ 0603006  
 \_\_\_\_\_ 003001

\$ \_\_\_\_\_ P  
 \_\_\_\_\_ 0603006  
 \_\_\_\_\_ 004011

\$ \_\_\_\_\_ I

Postmark Date \_\_\_\_\_

Initials of Preparer \_\_\_\_\_

Please Complete Below If Official Mailing Address Has Changed

\_\_\_\_\_  
 (Name of Company) (Address) (City/State) (Zip)

LINE NO	ACCOUNT CLASSIFICATION	FLORIDA GROSS OPERATING REVENUE	INTRASTATE REVENUE
1.	Basic Local Services	\$ _____	\$ _____
2.	Long Distance Services (IntraLATA only)**	_____	_____
3.	Access Services	_____	_____
4.	Private Line Services	_____	_____
5.	Leased Facilities & Circuits Services	_____	_____
6.	Miscellaneous Services	_____	_____
7.	TOTAL REVENUES	_____	\$ _____
8.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	_____	_____
9.	Net Intrastate Operating Revenue for Regulatory Assessment Fee Calculation (Line 7 less Line 8)	_____	_____
10.	Regulatory Assessment Fee Due (Multiply Line 9 by 0.0015)	_____	_____
11.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
12.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
13.	<b>TOTAL AMOUNT DUE</b>	_____	\$ _____

\* These amounts must be intrastate only and must be verifiable  
 \*\* Other long distance revenue must be listed on the Interexchange Regulatory Assessment Fee Return.

**AS PROVIDED IN SECTION 364.336, FLORIDA STATUTES, THE MINIMUM ANNUAL FEE IS \$50**

### CURRENT COMPANY STATUS

Facilities-Based Provider  
 Reseller  
 Other \_\_\_\_\_

### BILLING INFORMATION

Complete below if billing agent if other than yourself

\_\_\_\_\_  
 (Name) (Address: City/State/Zip) (Telephone)

### COMPANY INFORMATION

Do you lease telecommunications' facilities?  YES  NO  
 If YES, who do you lease these facilities from? Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

I, the undersigned owner/officer of the above-named company, have read the foregoing and declare that to the best of my knowledge and belief the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his/her duty shall be guilty of a misdemeanor of the second degree

\_\_\_\_\_  
 (Signature of Company Official) (Title) (Date)

\_\_\_\_\_  
 (Preparer of Form - Please Print Name) Telephone Number ( ) Fax Number ( )

F.E.I. No \_\_\_\_\_



## 25-24.820 Revocation of a Certificate.

(1) The Commission may on its own motion, after notice and opportunity for hearing, revoke a company's certificate for any of the following reasons:

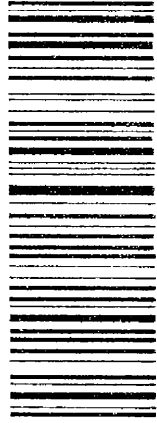
- (a) Violation of a term or condition under which the authority was originally granted;
- (b) Violation of Commission rule or order;
- (c) Violation of Florida Statute; or
- (d) Violation of a price list standard.

(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. Cancellation of a certificate shall be ordered subject to the holder providing the required information.

- (a) A statement of intent and date certain to pay regulatory assessment fee.
- (b) A statement of why the certificate is proposed to be canceled.
- (c) A statement as to how customer deposits and final bills will be handled.
- (d) Proof of individual customer notice regarding discontinuance of service.

Specific Authority 350.127(2) FS  
Law Implemented 364.335, 364.345 FS  
History--New 12-27-95.

**CERTIFIED MAIL**



7001 2510 0007 6217 3664

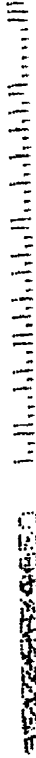
State of Florida  
**Public Service Commission**

2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850



SIGM290 951263524 1500 21 02/26/02  
FORWARD TIME EXP RTN TO SEND  
SIGMA NETWORKS  
2141 ZANKER RD  
SAN JOSE CA 95131-2109

RETURN TO SENDER



DEPT OF PUBLIC SERVICE  
TALLAHASSEE, FL

STATE OF FLORIDA

COMMISSIONERS:  
LILA A. JABER, CHAIRMAN  
J. TERRY DEASON  
BRAULIO L. BAEZ  
MICHAEL A. PALECKI  
RUDOLPH "RUDY" BRADLEY



OFFICE OF GENERAL COUNSEL  
HAROLD A. MCLEAN  
(850) 413-6199

Public Service Commission

February 20, 2002

TX512-01-0-D  
Sigma Networks Telecommunications, Inc.  
1290 Parkmoor Avenue, Third Floor  
San Jose, CA 95126-3449

Dear Certificate Holder:

The Division of the Commission's Clerk and Administrative Services has forwarded your account to our office to address the nonpayment of the Regulatory Assessment Fees (RAFs) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, for the year 2001, which was due January 30, 2002. The RAFs return form was mailed to you on **December 15, 2001**, and to date, Commission records reflect that payment has not been received.

According to Florida Law, you are required to add interest charges at 12% per annum, and a 5% penalty for each 30-day period or fraction thereof, beyond the due date, up to a maximum of 25% in addition to the delinquent amount due. In addition, pursuant to Section 364.285, Florida Statutes, the Commission is authorized to impose upon any entity subject to its jurisdiction a penalty of not more than \$25,000 for each offense, if such entity is found to have refused to comply with or to have willfully violated any lawful rule or order of the Commission, or any provision of Chapter 364.

Utilities are charged with knowledge of our rules and statutes. Moreover, it is general Commission practice that all utilities that apply for **Alternative Local Exchange** certificate receive a copy of all applicable rules. Further, in accordance with Section 364.335, Florida Statutes, as part of the application process, utilities provide an affidavit indicating that they have read and understood the applicable rules.

If you wish to request another form, please contact Jackie Knight at the number below. The payment should be identified with the company code and the company's name. Failure to provide payment within 15 days of this notice will result in the establishment of a docket to address your failure to return the RAFs form and pay RAFs in accordance with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code. As specified above, pursuant to Section 364.285, Florida Statutes, the Commission may impose a fine or cancel your telecommunications certificate. Therefore, it is important that you address this matter now.

If you have paid your fees, please provide us with your check number and the date that it was paid.

Should you have any questions concerning this letter please contact **Jackie Knight** at (850) 413-6267 or via Internet e-mail at [jknight@psc.state.fl.us](mailto:jknight@psc.state.fl.us).

Sincerely,

**Harold McLean**  
General Counsel

KMP  
Enclosure  
cc Jackie Knight, Bureau of Administrative Services/Fiscal Services Section

## MCD Company Information for TX512

Printed on 06/26/2002 at 09:10:44 by PJI

Company Code: TX512  
Complete Name: Sigma Networks Telecommunications, Inc.  
Mailing Name: Sigma Networks Telecommunications, Inc.  
Certificate No(s): 7678  
Status: Active  
Regulation Date: 01/17/2001  
Bankruptcy: No  
Company Liaison #1: Philip Lin  
Title: Vice President - Business Development  
Mailing Address: 1290 Parkmoor Avenue, Third Floor

Physical Location: San Jose, CA 95126-3449  
% CT Corporation System  
1200 South Pine Island Road  
Plantation, FL 33324-4413  
Phone: (408) 271-7500  
Fax:

Related Dockets:

001315-TX Application for certificate to provide alternative local exchange telecommunications service by Sigma Networks Telecommunications, Inc.

10:09 am, 6/26/02  
408-271-7500 - # discon.  
DA - 408-876-4002  
Called ↑ - fast busy

COMPANY IDENTIFICATION

Printed on 04/26/2002 at 16:34:47 by PJI

Complete Name: Sigma Networks Telecommunications, Inc.

Mailing Name: Sigma Networks Telecommunications, Inc.

Company Code: TX512 FEID Number: 77-0544061

RAF ACCOUNT FOR THE PERIOD 01/01/2001 THROUGH 12/31/2001

Reg. Date: 01/17/2001 Inactive Date:  
 Service: ALX - Alternative Local Exchange  
 Received: No RAF Form  
 Status: Pending  
 Amended: No Extension: No  
 Frozen: No Comments: No  
 Payment Count: 0 Payments Made to Date  
 Operating Rev: \$0.00 Interstate Rev: \$0.00  
 RAF Rate: Net RAF Due: \$0.00

Assessment	Due	Paid	Owe
RAF	\$0.00	\$0.00	\$0.00
Penalty	\$0.00	\$0.00	\$0.00
Interest	\$0.00	\$0.00	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$0.00	\$0.00	\$0.00

Last modification was made on Thursday, December 6, 2001 at 2:38 PM by Jackie Knight

Period covered: 01/01/2001 through 12/31/2001 RAF rate:  
 Operating rev: \$0.00 Gross intrastate rev: \$0.00  
 Documents: Delinquent letter mailed on 02/20/2002  
 RAF form mailed on 12/06/2001