DRIGINAL CK Amt \$168.50 Bymt. included to avoid penalty and interest charges, the regulatory assessment pee return must be filed on or before 01/30/2002 Alternative Local Exchange Company Regulatory Assessment Fee Return Settlemen FOR PSC USE ONLY Florida Public Service Commission STATUS: (See Filing Institution of Bar Jarm) Actual Return' TX615-01-0-R 0603006 Estimated Return 003001 Calpoint (Florida), LE Amended Return 11755 Wilshire Blvd., Suite 1450 0603006 004011 Los Angeles, CA 90025-1538 PERIOD COVERED: 12/11/2001 TO 12/31/2001 Postmark Date Isler Oncket 021161-TX Initials of Preparer Please Complete Below If Official Mailing Address Has Changed 1601 Cloverfield Blvd., #3005 Santa Monica 90404 (City/State) **FLORIDA** LINE NO ACCOUNT CLASSIFICATION GROSS OPERATING REVENUE Basic Local Services 1. 2. Long Distance Services (IntraLATA only)\*\* Aécess Services 3. 4. Private Line Services Leased Facilities & Circuits Services 5. 6. Miscellaneous Services 7. **TÓTAL REVENUES** 8. LESS: Amounts Paid to Other Telecommunications Companies\* (see "2, Fees" on back) Net Intrastate Operating Revenue for Regulatory Assessment Fee Calculation (Line 7 less Line 8) 9. CAF 10. Regulatory Assessment Fee Due (Multiply Line 9 by 0.0015) CMP 11. Penalty for Late Payment (see "3. Failure to File by Due Date" on back) \_ COM Interest for Late Payment (see "3. Failure to File by Due Date" on back) 12. CTR TOTAL AMOUNT DUE FCC These amounts must be intrastate only and must be verifiable. GCL Other long distance revenue must be listed on the Interexchange Regulatory Assessment Fee Return. OPC MMS AS PROVIDED IN SECTION 364.336, FLORIDA STATUTES, THE MINIMUM ANNUAL FEE IS \$50 CURRENT COMPANY STATUS A 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 ommunication f YES, who do you lease these facilities from? Name: El Dorado Blvd. 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 rue 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 gutley of a misdemeanor of the second degree. DOCUMEN Telephone Number (310) 566-1900 Fax Number (310) 566-1901



January 9, 2003

Ms. Bianca Bayo, Director Division of the Commission Clerk & Administrative Services Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

Dear Ms. Bayo:

This is in response to Order No. PSC-03-0042-PAA-TX issued on January 7, 2002, in Docket No. 021161-TX. Please consider this a protest and/or offer of settlement to resolve this docket.

Calpoint (Florida), LLC is not active at this time although the company does wish to keep its certificate active. We had not known or received any information that Calpoint (Florida), LLC was required to file this form. We have become aware of this issue due to the notice being sent out, and have changed our mailing address to our CPA firm, Holthouse Carlin & Van Trigt LLP. The company is now aware that the Regulatory Assessment Fee is due by January 30<sup>th</sup> of every year and with Holthouse Carlin & Van Trigt receiving out mail directly, which should avoid this problem in the future. The 2001 Regulatory Assessment Fee, including penalty and interest charges, was mailed on January 9, 2003.

Calpoint (Florida), LLC agrees to waive any objection to the administrative cancellation of its certificate should it fail to pay in accordance with its settlement offer. If, however, there is a factual dispute as to the manner or level of compliance with any provision in the settlement, it is out understanding that Commission staff will bring the matter to the Commission for consideration.

The company respectively requests that the Commission accept its proposal to pay \$100 settlement instead of the \$500 penalty imposed. I understand that if the Commission approves this settlement, the \$100 must be paid within 14 calendar days from the date of issuance of the Order accepting the settlement.

Sincerely,

Senior Vice President