

**REQUEST TO ESTABLISH DOCKET**

(Please Type)

<b>Date</b>	August 8, 2003	<b>Docket No.</b>	030785-TI
<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: Imposition of penalty by Florida Public Service Commission against IXC</b>			
Registration No. TJ164, issued to Communications Billing, Inc., for violation of Section 367.336, Florida			
<b>Statutes.</b>			
<b>5. Suggested Docket Mailing List (attach separate sheet if necessary)</b>			
<b>A. Provide NAMES OR ACRONYMS ONLY if a regulated company.</b>			
<b>B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)</b>			
<b>1. Parties and their representatives (if any):</b>			
<b>2. Interested persons and their representatives (if any):</b>			
<b>6. Check one:</b>			
<input checked="" type="checkbox"/> <b>Documentation is attached.</b>			
<input type="checkbox"/> <b>Documentation will be provided with recommendation.</b>			
PSC\CCA010-C (Rev 02/02)			

DOCUMENT NUMBER-DATE  
07332 AUG 11 8  
FPSC-COMMISSION CLERK

STATE OF FLORIDA

# 363

COMMISSIONERS:  
LILA A. JABER, CHAIRMAN  
J. TERRY DEASON  
BRAULIO L. BAEZ  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



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

## Public Service Commission

April 28, 2003

Mr. Philip Bethune, President  
Communications Billing, Inc. (TJ164)  
20033 Detroit Road, Suite 202  
Rocky River, OH 44116-2400

Dear Mr. Bethune:

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 that the 2002 RAF return notice was mailed on December 12, 2002, and a delinquent notice was mailed on February 20, 2003. As of this date, our records do not show receipt of the RAF return or payment. A copy of the 2002 RAF return form is enclosed. Our records also show that you have a small past due balance for late payment of a prior year's fee, which must be paid. A breakdown is enclosed.

If full payment, including penalty and interest charges, along with the RAF return form, are not received by May 19, 2003, a docket will be established. Since this will be the second time a docket is established for the same rule violation, staff intends to recommend that your company be fined or its certificate cancelled if you do not respond. 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 2002 RAF return form, either pay the 2003 RAF or provide a date certain it will be paid, and comply with the requirements of Rule 25-24.474, Florida Administrative Code, copy enclosed. Any unpaid RAFs, including penalty and interest charges, are turned over to the Florida Department of Financial Services for further collection efforts.

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

Sincerely,

Handwritten signature of Paula J. Isler in black ink.

Paula J. Isler, Research Assistant  
Bureau of Service Quality

Enclosures

# Interexchange Company Regulatory Assessment Fee Return

## Florida Public Service Commission

(See Filing Instructions on Back of Form)

**STATUS:**

- Actual Return
- Estimated Return
- Amended Return

**PERIOD COVERED:**

01/01/2002 TO 12/31/2002

TJ164-02-0-R  
 Communications Billing, Inc.  
 20033 Detroit Road, Suite 202  
 Rocky River, OH 44116-2400  
 CC: P. Isler

**FOR PSC USE ONLY**

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

\$ \_\_\_\_\_ 0603001  
 \_\_\_\_\_ 003001

\$ \_\_\_\_\_ 0603001  
 \_\_\_\_\_ 004011

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

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

Please Complete Below If Official Mailing Address Has Changed

(Name of Company)	(Address)	(City/State)	(Zip)
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LINE NO.	ACCOUNT CLASSIFICATION	FLORIDA GROSS OPERATING REVENUE	INTRASTATE REVENUE
1.	Long Distance Services	\$ _____	\$ _____
2.	Access Services	_____	_____
3.	Private Line Services	_____	_____
4.	Leased Facilities & Circuits Services	_____	_____
5.	Miscellaneous Services	_____	_____
6.	TOTAL Telephone Services	\$ _____	\$ _____
7.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	( _____ )	( _____ )
8.	TOTAL REVENUES For Regulatory Assessment Fee Calculation	_____	_____
9.	Regulatory Assessment Fee Due (Multiply Line 8 by 0.0015)	_____	_____
10.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
11.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
12.	TOTAL AMOUNT DUE	_____	\$ _____

\* These amounts must be intrastate only and must be verifiable.

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

### CURRENT COMPANY STATUS

- |   |                                   |  |
|---|-----------------------------------|--|
| <input type="checkbox"/> Facilities-Based Carrier   | <input type="checkbox"/> Reseller | <input type="checkbox"/> Call Aggregator |
| <input type="checkbox"/> Alternate-Operator Service | <input type="checkbox"/> Rebiller | <input type="checkbox"/> Other: _____    |

### BILLING INFORMATION

Complete below if billing agent if other than yourself.

(Name)	(Address: City/State/Zip)	(Telephone)
What is the total amount of customer deposits collected? Amount: \$ _____ for 19 _____		What is the total amount of bond held (if applicable)? Amount: \$ _____ Expires: _____

### 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)
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(Preparer of Form - Please Print Name) \_\_\_\_\_

Telephone Number ( \_\_\_\_\_ ) Fax Number ( \_\_\_\_\_ )

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

**Communications Billing, Inc. (TJ164)  
Certificate No. 5741, Effective 12/05/98**

<b>Year</b>	<b>Fee</b>	<b>Penalty</b>	<b>Interest</b>	<b>Notes</b>
1998	\$0.00	\$0.00	\$0.50	Payment was due 02/01/99. The company's payment for the RAF was postmarked 02/17/00, plus on 03/23/00, the company paid the penalty, plus \$6.00 of the \$6.50 interest, leaving a balance of \$0.50.
2000	\$0.00	\$2.50	\$0.50	Payment was due 01/30/01. The company's payment for the RAF was postmarked 02/08/01, leaving a balance of \$3.00.
2001	\$0.00	\$2.50	\$0.50	Payment was due 01/30/02. The company's payment for the RAF was postmarked 02/11/02, leaving a balance of \$3.00.
<b>Totals</b>	<b>\$0.00</b>	<b>\$5.00</b>	<b>\$1.50</b>	<b>Total: \$6.50 - NOT including 2002 RAF</b>

## **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.

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

TJ164 Communications Billing, Inc.  
20033 Detroit Road, Suite 202  
Rocky River, OH 44116-2400

2. Article Number  
(Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) B. Date of Delivery

02240

C. Signature  
X M. Preslan 3  Agent  Addressee

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

7002 0860 0001 1756 2645

## MCD Company Information for TJ164

Printed on 08/08/2003 at 16:13:19 by PJI

Company Code: TJ164  
Complete Name: Communications Billing, Inc.  
Mailing Name: Communications Billing, Inc.  
Certificate No(s): 5741  
Status: Active  
Regulation Date: 12/05/1998  
Bankruptcy: No  
Company Liaison #1: Philip Bethune  
Title: President  
Mailing Address: 20033 Detroit Road, Suite 202

Physical Location: Rocky River, OH 44116-2400  
20033 Detroit Road, Suite 202

Phone: Rocky River, OH 44116-2400  
(440) 356-2501  
Fax: (440) 356-3087

### Related Dockets:

981019-TI Application for certificate to provide interexchange telecommunications service by Communications Billing, Inc.

991100-TI Request for approval of transfer of ownership or control of Communications Billing, Inc. to Thomas M. Coughlin, Sr. and Philip A. Bethune.

991409-TI Joint petition for approval of sale of certain assets of Vista Group International, Inc. (holder of IXC Certificate No. 4709) to Communications Billing, Inc. (holder of IXC Certificate No. 5741) and request for expedited approval.

991862-TI Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 5741 issued to Communications Billing, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

**COMPANY IDENTIFICATION**

Printed on 03/31/2003 at 11:51:20 by PJI

Complete Name: Communications Billing, Inc.

Mailing Name: Communications Billing, Inc.

Company Code: TJ164                      FEID Number:

**RAF ACCOUNT FOR THE PERIOD 01/01/1998 THROUGH 12/31/1998**

Reg. Date: 12/05/1998                      Inactive Date:  
 Service: IXC - Interexchange Telephone  
 Received: Actual RAF Form  
 Status: Pending  
 Amended: No                                  Extension: No  
 Frozen: No                                    Comments: No  
 Payment Count: 2 Payments Made to Date  
 Operating Rev:                      \$20,936.00                      Interstate Rev:                      \$0.00  
 RAF Rate: 0.0015                      Net RAF Due:                      \$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
Penalty	\$12.50	\$12.50	\$0.00
Interest	\$6.50	\$6.00	\$0.50
Extension Fee	\$0.00	\$0.00	\$0.00
<b>Total</b>	<b>\$69.00</b>	<b>\$68.50</b>	<b>\$0.50</b>

Last modification was made on Tuesday, December 5, 2000 at 8:42 AM by Jackie Knight

Period covered: 01/01/1998 through 12/31/1998                      RAF rate: 0.0015  
 Operating rev:                      \$20,936.00                      Interstate rev:                      \$0.00  
 Documents: Actual RAF form received on 02/17/2000

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
03/23/2000	04/03/2000	04/03/2000-JIK	FI268	1228	\$40.50
	RAF paid		FI268		\$0.00
	Penalty paid		FI268		\$12.50
	Interest paid		FI268		\$6.00
02/17/2000	04/03/2000	04/03/2000-JIK	FH252	1203	\$50.00
	RAF paid		FH252		\$50.00



**COMPANY IDENTIFICATION**

Printed on 03/31/2003 at 11:51:34 by PJI

Complete Name: Communications Billing, Inc.

Mailing Name: Communications Billing, Inc.

Company Code: TJ164                      FEID Number:

**RAF ACCOUNT FOR THE PERIOD 01/01/2000 THROUGH 12/31/2000**

Reg. Date: 12/05/1998                      Inactive Date:  
 Service: IXC - Interexchange Telephone  
 Received: Actual RAF Form  
 Status: Pending  
 Amended: No                                  Extension: No  
 Frozen: No                                      Comments: No  
 Payment Count: 1 Payment Made to Date  
 Operating Rev:                      \$18,489.00                      Interstate Rev:                      \$39,116.00  
 RAF Rate: 0.0015                      Net RAF Due:                      \$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
Penalty	\$2.50	\$0.00	\$2.50
Interest	\$0.50	\$0.00	\$0.50
Extension Fee	\$0.00	\$0.00	\$0.00
<b>Total</b>	<b>\$53.00</b>	<b>\$50.00</b>	<b>\$3.00</b>

Last modification was made on Monday, February 19, 2001 at 4:54 PM by Jackie Knight

Period covered: 01/01/2000 through 12/31/2000                      RAF rate: 0.0015  
 Operating rev:                      \$18,489.00                      Interstate rev:                      \$39,116.00  
 Documents: Actual RAF form received on 02/08/2001  
                     RAF form mailed on 12/05/2000

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
02/08/2001	02/19/2001	02/19/2001-JIK	GH023	2707	\$50.00
	RAF paid		GH023		\$50.00

**COMPANY IDENTIFICATION**

Printed on 03/31/2003 at 11:51:40 by PJI

Complete Name: Communications Billing, Inc.

Mailing Name: Communications Billing, Inc.

Company Code: TJ164 FEID Number:

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

Reg. Date: 12/05/1998 Inactive Date:  
 Service: IXC - Interexchange Telephone  
 Received: Estimated RAF Form  
 Status: Pending  
 Amended: No Extension: No  
 Frozen: No Comments: No  
 Payment Count: 1 Payment Made to Date  
 Operating Rev: \$6,285.00 Interstate Rev: \$14,014.00  
 RAF Rate: 0.0015 Net RAF Due: \$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
Penalty	\$2.50	\$0.00	\$2.50
Interest	\$0.50	\$0.00	\$0.50
Extension Fee	\$0.00	\$0.00	\$0.00
<b>Total</b>	<b>\$53.00</b>	<b>\$50.00</b>	<b>\$3.00</b>

Last modification was made on Wednesday, February 20, 2002 at 10:52 AM by Jackie Knight

Period covered: 01/01/2001 through 12/31/2001 RAF rate: 0.0015  
 Operating rev: \$6,285.00 Interstate rev: \$14,014.00  
 Documents: Estimated RAF form received on 02/11/2002  
 RAF form mailed on 12/06/2001

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
02/11/2002	02/19/2002	02/20/2002-JIK	HHL178	3476	\$50.00
	RAF paid		HHL178		\$50.00

**COMPANY IDENTIFICATION**

Printed on 03/31/2003 at 11:51:48 by PJI

Complete Name: Communications Billing, Inc.

Mailing Name: Communications Billing, Inc.

Company Code: TJ164                      FEID Number:

**RAF ACCOUNT FOR THE PERIOD 01/01/2002 THROUGH 12/31/2002**

Reg. Date:	12/05/1998	Inactive Date:	
Service:	IXC - Interexchange Telephone		
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
<b>Total</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

Last modification was made on Thursday, December 5, 2002 at 9:49 AM by Jackie Knight

Period covered: 01/01/2002 through 12/31/2002	RAF rate:
Operating rev: \$0.00	Interstate rev: \$0.00
Documents: Delinquent letter mailed on 02/19/2003	
RAF form mailed on 12/05/2002	