

State of Florida



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Public Service Commission FPSC

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

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

DATE: April 1, 2004

TO: Blanca S. Bayó, Commission Clerk and Administrative Services Director

FROM: Melinda H. Watts, Engineer III, Division of Competitive Markets & Enforcement *MHW*

RE: Docket No. 040217-TC – Compliance investigation of SOBE Communications Corp. for apparent violation of Rule 25-4.019, F.A.C., Records and Reports in General.

Please add this document to the Docket file for Docket No. 040217-TC.

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TG 747

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

DATE: February 20, 2004

TO: Ray E. Kennedy, Utility Systems/Communications Engineer Supr., Division of Competitive Markets & Enforcement

FROM: Denise N. Vandiver, Chief of Auditing, Division of Auditing & Safety *DNV*

RE: 2002 RAF Audits

As part of our continuing program to randomly audit the 2002 RAF payments, the following four companies have failed to respond to any of our attempts for information. I mailed letters dated September 5, 2003 to these companies to notify them that we would be auditing their 2002 RAF returns. Listed on the attached schedule are the subsequent attempts made to obtain information necessary to audit these companies. As a last attempt, I mailed certified letters, dated February 3, 2004, to each of these companies. These letters requested specific information that we would need to audit the 2002 RAF return. Each of these letters were signed for by a representative of the company. I have received no response from any of these companies. In addition, today I looked at the RAF data base and found that none of these four have RAF payments posted for 2003. I recommend that we pursue further action to cancel their certificates.

- TG304 U.S. Paytel Optima, L.L.C.
- TG747 SOBE Communications Corp.
- TJ137 Reliant Communications, Inc.
- TX445 Phone-Out/Phone-On

Attachments

cc: Chris Holman
Paula Isler
Jackie Gilchrist

TG304	U.S. Paytel Optima, L.L.C.	Initial contact with Mr. Ed Otto by telephone on December 1, 2003. Mr. Otto said that he would have a local contact person call the auditor. When the auditor did not receive any further calls, she attempted to call Mr. Otto twice and received no call back. The Tampa supervisor mailed a letter dated December 17, 2003 requesting Mr. Otto respond to the audit request. I mailed a certified letter dated February 3, 2004 requesting Mr. Otto respond by February 13, 2004. We have received no response. The certified letter was signed for by Cheryl Roberts on February 7, 2004.
TG747	SOBE Communications Corp.	Staff first called the company on November 21, 2003. No one answered and we were unable to leave a message. Five additional attempts were made. On December 16, 2003, audit staff mailed a certified letter to the company requesting specific information. The letter was signed for on December 18, 2003 by Monica Ortiz. By letter dated December 23, 2003, the Orlando supervisor sent a certified letter requesting that the information be submitted. Monica Ortiz signed for this letter on December 26, 2003. I mailed a certified letter dated February 3, 2004 requesting Ms. Ortiz respond by February 13, 2004. We have received no response. The certified letter receipt was signed for by Monica Ortiz on February 10, 2004.
TJ137	Reliant Communications, Inc.	Initial contact with Ms. Lisa Rogers by telephone on December 5, 2003. Ms. Rogers said she would immediately get with the company's accountant and get back in touch with the auditor. On December 9, 2003, the auditor tried to call Ms. Rogers again. After a brief hold, the receptionist returned and asked who was calling. After being on hold again, the receptionist returned and said that Ms. Rogers was not there. The auditor left a message for Ms. Rogers to call. The auditor sent a certified letter dated December 9, 2003 requesting the information for the RAF return. The letter was signed for by Jennifer Downey on December 10, 2003. The Orlando supervisor sent a letter dated December 23, 2003 requesting a response from the company. This letter was signed for by C. Lacey on December 30, 2003. I mailed a certified letter dated February 3, 2004 requesting Ms. Rogers respond by February 13, 2004. We have received no response. The certified letter receipt was signed for on February 7, 2004.

TX445	Phone-Out/Phone-On	<p>Staff first called the company on October 8, 2003 and left a recorded message. Staff followed up with four additional phone calls during the month. By letter dated October 28, 2003, staff requested specific information required for the audit. The letter was received and signed for on October 29, 2003. Staff received a phone call from Mr. Chesson on October 30, 2003. Mr. Chesson stated that he would forward the requested information by November 6, 2003. No information was received. The Orlando supervisor sent a certified letter to Mr. Chesson dated December 3, 2003. It went unclaimed at the Post Office and was returned to the audit supervisor. I mailed a certified letter dated February 3, 2004 requesting Mr. Chesson respond by February 13, 2004. We have received no response. The certified letter receipt was signed for by Jeanne Chesson on February 6, 2004.</p>
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