

ORIGINAL

REQUEST TO ESTABLISH DOCKET
(Please Type)

Date: 8/23/2004

Docket No.: 040922-17

1

2. OPR: Division Of Competitive Markets & Enforcement

3. OCR: Office Of The General Counsel

4. Suggested Docket Title: Compliance investigation of NexGen Telecom, LLC for apparent violation of Sections

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

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:

Documentation is attached.

Documentation will be provided with recommendation.

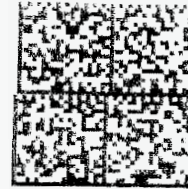
DOCUMENT NUMBER-DATE

09215 AUG 23 04

State of Florida

Public Service Commission

2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850



047J82004132

\$00.37⁰⁰

06/10/2004

Mailed From 32399

US POSTAGE

Mr. Kevin L. Boudrot, President

NexGen Telecom, LLC (TJ533)

NEXG401 342052021 1604 15 06/24/04

RETURN TO SENDER

:NEXGEN TELECOM

MOVED LEFT NO ADDRESS

UNABLE TO FORWARD

RETURN TO SENDER

34207+5612 01

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

STATE OF FLORIDA



DIVISION OF COMPETITIVE MARKETS &
ENFORCEMENT
BETH W. SALAK
DIRECTOR
(850) 413-6600

Public Service Commission

June 10, 2004

Mr. Kevin L. Boudrot, President
NexGen Telecom, LLC (TJ533)
401 8th Street, West
Bradenton, FL 34205-8623

Dear Mr. Boudrot:

The Regulatory Assessment Fee (RAF) is due by January 30th 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. Since payment has not been made, statutory penalty and interest charges are now applicable.

Our records show that the 2003 RAF return notice was mailed on December 12, 2003, and a delinquent notice was mailed on February 20, 2004. As of this date, our records do not show receipt of the RAF return or payment. A copy of the 2003 RAF return form is enclosed. Our records also show that you have a small past due balance for a prior year's fee or statutory penalty and interest charges, 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 July 2, 2004, a docket may be established. Your company may be fined or your 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 2003 RAF return form, either pay the 2004 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 collections. When returning payment and a copy of the completed 2003 Regulatory Assessment Fee return form, please use the enclosed blue envelope, which will insure prompt processing.

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, or by writing to me at the address below.

Sincerely,

A handwritten signature in black ink that reads "Paula J. Isler".

Paula J. Isler, Research Assistant
Bureau of Service Quality

Enclosures
TMS #1442

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

An Affirmative Action / Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

Interexchange Company Regulatory Assessment Fee Return

Florida Public Service Commission
(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
- Estimated Return
- Amended Return

TJ533-03-0-R
NexGen Telecom, LLC
401 8th Street, West
Bradenton, FL 34205-8623

P. Isler

FOR PSC USE ONLY	
Check# _____	
\$ _____	0603001
	003001
_____	0603001
\$ _____	004011
	I
Postmark Date _____	
Initials of Preparer _____	

PERIOD COVERED:
01/01/2003 TO 12/31/2003

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

() Facilities-Based Carrier () Reseller () Call Aggregator
() Alternate-Operator Service () Rebiller () 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)
(Preparer of Form - Please Print Name)		
Telephone Number () _____	Fax Number () _____	
F.E.I. No. _____		

COMPANY IDENTIFICATION

Printed on 04/27/2004 at 15:42:36 by PJI

Complete Name: NexGen Telecom, LLC

Mailing Name: NexGen Telecom, LLC

Company Code: TJ533 FEID Number: 65-1059743

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

Reg. Date: 08/27/2001 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: \$6,656.97 Interstate Rev: \$11,080.64
 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
Total	\$53.00	\$50.00	\$3.00

Last modification was made on Friday, February 7, 2003 at 11:22 AM by Jackie Knight

Period covered: 01/01/2002 through 12/31/2002 RAF rate: 0.0015
 Operating rev: \$6,656.97 Interstate rev: \$11,080.64
 Documents: Actual RAF form received on 01/31/2003
 RAF form mailed on 12/05/2002

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
01/31/2003	02/06/2003	02/07/2003-JIK	IH302	6402	\$50.00
	RAF paid		IH302		\$50.00

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), F. S.

Law Implemented: 350.113, 350.127(1), 364.285, 364.337, 364.345, F.S.

History: New 2/23/87, amended 3/13/96.

TJ533-03-0-1

SEND	TION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">■ 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.	A. Received by (Please Print Clearly)	B. Date of Delivery	
		22304	C. Signature
1. Article Addressed to: TJ533 NexGen Telecom, LLC 401 8th Street, West Bradenton, Florida 34205-8623	* <i>Cellamercato</i>	<input type="checkbox"/> Agent	<input type="checkbox"/> Addressee
	D. Is delivery address different from item 1?	<input type="checkbox"/> Yes	Enter delivery address below:
2. Article Number (Transfer from service label)	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	4. Restricted Delivery? (Extra Fee)	<input type="checkbox"/> Yes
		7002 0860 0001 1759 8880	

PS Form 3811, March 2001

Domestic Return Receipt

102595-01-M-1424

COMPANY IDENTIFICATION

Printed on 04/27/2004 at 15:42:44 by PJI

Complete Name: NexGen Telecom, LLC

Mailing Name: NexGen Telecom, LLC

Company Code: TJ533 FEID Number: 65-1059743

RAF ACCOUNT FOR THE PERIOD 01/01/2003 THROUGH 12/31/2003

Reg. Date: 08/27/2001 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
Total	\$0.00	\$0.00	\$0.00

Last modification was made on Wednesday, December 3, 2003 at 9:34 AM by David Brown

Period covered: 01/01/2003 through 12/31/2003 RAF rate: \$0.00

Operating rev: \$0.00 Interstate rev: \$0.00

Documents: Delinquent letter mailed on 02/20/2004

 Delinquent letter mailed on 02/19/2004

 Delinquent letter mailed on 02/18/2004

 RAF form mailed on 12/03/2003

MCD Company Information for TJ533

Printed on 08/20/2004 at 15:40:43 by PJI

Company Code: TJ533
Complete Name: NexGen Telecom, LLC
Mailing Name: NexGen Telecom, LLC
Certificate No(s): 7881
Status: Active
Regulation Date: 08/27/2001
Bankruptcy: No
Company Liaison #1: Kevin L. Boudrot
Title: President
Mailing Address: 401 8th Street, West

Physical Location: Bradenton, FL 34205-8623
401 8th Street, West

Phone: Bradenton, FL 34205-8623
(941) 748-1373
Fax: (941) 747-9244

Related Dockets:

010590-TI

Application for certificate to provide interexchange
telecommunications service by NexGen Telecom, LLC.