

State of Florida



ORIGINAL

Public Service Commission

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

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

DATE: January 5, 2007
TO: Blanca S. Bayó, Commission Clerk and Administrative Services Director
FROM: Victor S. McKay, Research Assistant, Office of the General Counsel *VSM Pkw*
RE: Docket No. 060641-TP - Bankruptcy cancellation by Florida Public Service Commission of CLEC Certificate No. 5652 and IXC Registration No. TJ102 issued to NOW Communications, Inc., effective September 22, 2006.

Request for Permission from Department of Financial Services to Write-Off the Uncollectible RAFs, penalty, and interest for 2004, 2005, and 2006

On September 22, 2006, Docket No. 060641-TP was established to address the cancellation of NOW Communications, Inc.'s intrastate interexchange telecommunications (IXC) Registration No. TJ102 and competitive local exchange company's (CLEC) certificate due to bankruptcy.

By Order No. PSC-06-0900-PAA-TP, the Commission granted cancellation of NOW Communications, Inc.'s IXC Registration No. TJ102 and the company's CLEC Certificate No. 5652 (TX197), effective September 22, 2006. The Commission further ordered that the Division of the Commission Clerk and Administrative Services shall be notified that the 2004, 2005, and 2006 Regulatory Assessment Fees (RAFs), including statutory penalty and interest charges, shall not be sent to the Department of Financial Services for collection, instead permission for the Commission to write-off the uncollectible amounts will be requested.

Therefore, staff requests that the Bureau of Administrative Services and Fiscal Services Section take the appropriate steps to seek permission from the Department of Financial Services to write-off the uncollectible amount.

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC 1
- OTH _____

VSM
cc: Paula Isler
Karen Belcher

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JAN 17 AM 10:36
COMMISSION CLERK

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

**STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES
BUREAU OF ACCOUNTING
DELINQUENT ACCOUNTS RECEIVABLE TRANSMITTAL
(PLEASE PRINT OR TYPE)**

AGENCY FLORIDA PUBLIC SERVICE COMMISSION DATE January 5, 2007 PAGE 1 OF 1

CONTACT KAREN BELCHER, DIRECTOR, FISCAL SERVICES

PHONE NUMBER 850-413-6273

FLAIR ACCOUNT CODE SAMAS ACCOUNT CODES: 61 50 2 573003 610100 00 000300
61 74 1 000331 610100 00 001200

| | | | | | |
|----|--|--------------------------|--------------------|-------------------------|--------------|
| 1. | TX197 | NOW Communications, Inc. | | 64-0874586 | |
| | Agency Reference # | Last Name | First M | Social Security # | DFS use only |
| | 748 Duff Drive, Winter Garden, FL | | 34787-5007 | | |
| | Last Known Address (Include Zip) | | | | |
| | UNKNOWN | 407-681-5230 | \$50.00 | \$24.50 | \$74.50 |
| | Home Telephone | Work Phone | Principal Amount | Penalty/Interest Amount | Total |
| | SECTION 364.336, FLORIDA STATUTES | | 2004 | | 2 |
| | Penalty/Interest Authority | | Date Debt Incurred | | Debt Type |
| | REGULATORY ASSESSMENT FEES | | | | |
| | Debt Description, e.g., Drivers License, Property Damage | | | | |

| | | | | | |
|--|--|--------------------------|--------------------|-------------------------|--------------|
| Additional Information, e.g., Date of Birth, Drivers License Number, etc | | | | | |
| 2. | TX197 | NOW Communications, Inc. | | 64-0874586 | |
| | Agency Reference # | Last Name | First M | Social Security # | DFS use only |
| | 748 Duff Drive, Winter Garden, FL | | 34787-5007 | | |
| | Last Known Address (Include Zip) | | | | |
| | UNKNOWN | 407-681-5230 | \$50.00 | \$18.50 | \$68.50 |
| | Home Telephone | Work Phone | Principal Amount | Penalty/Interest Amount | Total |
| | SECTION 364.336, FLORIDA STATUTES | | 2005 | | 2 |
| | Penalty/Interest Authority | | Date Debt Incurred | | Debt Type |
| | REGULATORY ASSESSMENT FEES | | | | |
| | Debt Description, e.g., Drivers License, Property Damage | | | | |

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| 3. | TX197 | NOW Communications, Inc. | | 64-0874586 | |
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| | Home Telephone | Work Phone | Principal Amount | Penalty/Interest Amount | Total |
| | SECTION 364.336, FLORIDA STATUTES | | 2006 | | 2 |
| | Penalty/Interest Authority | | Date Debt Incurred | | Debt Type |
| | REGULATORY ASSESSMENT FEES | | | | |
| | Debt Description, e.g., Drivers License, Property Damage | | | | |

Additional Information, e.g., Date of Birth, Drivers License Number, etc

****DEBIT TYPE CODE****

1. RETURNED CHECK 2. NONPAYMENT FOR STATE GOODS/SERVICES 3. DAMAGE TO STATE PROPERTY
7. COURT ORDER 8. FINES 9. OVERPAYMENT OF STATE FUNDS

GENERAL INSTRUCTIONS

Provide as much information as possible for each account or returned check listed. Names should include legal entities as well as individuals. Principal Amount is the original amount of the debt excluding any service charge, penalty, and/or interest. Penalty/Interest Amount is the amount of the service charge, penalty, and/or interest due to date on the delinquent account or returned check. For those accounts subject to interest charges, please indicate the interest rate, method of calculation, and whether the rate is subject to change. Penalty/Interest Authority is the Florida Statutory and/or Florida Administrative Code citation authorizing the service charge, penalty, and/or interest on delinquent accounts and returned checks. Date Incurred is the date the account became delinquent; e.g., the date a check was returned marked NSF, the date an invoice was due to be paid, etc. Debt Type must be indicated using the codes listed at the bottom of the form.

In order to properly pursue a delinquent account the Bureau of Accounting and the collection agency, if used, require pertinent information about the debt and debtor. Such information regarding the debt should be provided in the area titled Debt Description and include the purpose of the original payment by check; type of goods/services provided; what, when, and where State property was damaged; when, why and what court ordered a payment; when and why a fine was issued; for what and when were State funds overpaid; etc. Additional Information about the debtor should include, if available, date of birth, driver license number, credit card type and number, names and addresses of relatives, and any other information that may be used to locate the debtor. The more the Bureau and the collection agency know about the debt and debtor the more likely the recovery of the debt.

To facilitate the transfer of moneys collected, each agency shall designate one FLAIR revenue account code to which all moneys will be transferred by the journal transfer. Agencies will be provided a detailed listing of amounts collected and collection fees charged for each amount. The Department will also provide instructions in accordance with Generally Accepted Accounting Principles on the appropriate method of recording the difference between any moneys collected and the amount of the delinquent account; i.e., treat the difference as cost of collection or provide approval for adjusting the balance of the account pursuant to Section 17.04, Florida Statutes.

Forms and Questions should be addressed to:

Department of Financial Services
Bureau of Accounting
Room 414 Fletcher Building
200 East Gaines Street
Tallahassee, Florida 32399-0354
(850) 410-9365 / SC 210-9365

**STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES
BUREAU OF ACCOUNTING
DELINQUENT ACCOUNTS RECEIVABLE TRANSMITTAL
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AGENCY FLORIDA PUBLIC SERVICE COMMISSION DATE January 5, 2007 PAGE 1 OF 1

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61 74 1 000331 610100 00 001200

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|----|--|--------------------------|--------------------|---|-------------------------|--------------|
| 1. | TJ102 | NOW Communications, Inc. | | | 64-0874586 | |
| | Agency Reference # | Last Name | First | M | Social Security # | DFS use only |
| | 748 Duff Drive, Winter Garden, FL 34787-5007 | | | | | |
| | Last Known Address (Include Zip) | | | | | |
| | UNKNOWN | 407-681-5230 | \$50.00 | | \$24.50 | \$74.50 |
| | Home Telephone | Work Phone | Principal Amount | | Penalty/Interest Amount | Total |
| | SECTION 364.336, FLORIDA STATUTES 2004 | | | | | 2 |
| | Penalty/Interest Authority | | Date Debt Incurred | | Debt Type | |
| | REGULATORY ASSESSMENT FEES | | | | | |
| | Debt Description, e.g., Drivers License, Property Damage | | | | | |

| | | | | | | |
|--|--|--------------------------|--------------------|---|-------------------------|--------------|
| Additional Information, e.g., Date of Birth, Drivers License Number, etc | | | | | | |
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