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 COMMISSION CLERK

### REQUEST TO ESTABLISH DOCKET

(Please type or print. File original *plus* 1 copy with CLK.)

Date:	5/4/2016	Docket No.:	
1. From Staff / Division:	Division of Economic Services/Toni Earnhart		
2. OPR:	Toni Earnhart, ECO		
3. OCR:	GCL		
4. Suggested Docket Title:	Compliance investigation of local exchange Certificate No. 8841, issued to TNCI Operating Company LLC, for apparent first-time violation of Rule 25-4.0161, FAC., Regulatory Assessment Fees; Telecommunications Companies.		
5. Program/Module/Submodule Assignment:	A18a, A10		
6. Suggested Docket Mail List.			
a. Provide NAMES/ACRONYMS, if registered company.		<input type="checkbox"/> Provided as an Attachment	
Company Code, if applicable:	Parties (include address, if different from MCD):	Representatives (name and address):	
TY078			
b. Provide COMPLETE NAME AND ADDRESS for all others. (match representatives to companies)			
Company Code, if applicable:	Interested persons, if any, (include address, if different from MCD):	Representatives (name and address):	
7. Check one:	<input checked="" type="checkbox"/> Supporting Documentation Attached		<input type="checkbox"/> To be provided with Recommendation
Comments:			

COMMISSIONERS:  
JULIE IMANUEL BROWN,  
CHAIRMAN  
LISA POLAK EDGAR  
ART GRAHAM  
RONALD A. BRISÉ  
JIMMY PATRONIS

STATE OF FLORIDA



OFFICE OF THE GENERAL COUNSEL  
MARY ANNE HELTON  
INTERIM GENERAL COUNSEL  
(850) 413-6199

## Public Service Commission

February 22, 2016

TY078-15-T-0-D  
TNCI Operating Company LLC  
114 East Haley Street, Suite A  
Santa Barbara, FL 93101-2347

Dear Certificate Holder:

The Division of Administrative Services has forwarded your account to our office to address the nonpayment of the Regulatory Assessment Fees (RAFs) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code (F.A.C.), for the year 2015, which was due **February 1, 2016**. The RAF return form was mailed to you on **December 15, 2015**, and to date, Commission records reflect that payment has not been received.

**Utilities are charged with knowledge of our rules and statutes. According to Florida Law, you are required to add interest charges at 12% per annum, and a 5% penalty for each 30-day period or fraction thereof, beyond the due date, up to a maximum of 25% in addition to the delinquent amount due.** In addition, pursuant to Section 364.285, Florida Statutes, the Commission is authorized to impose upon any entity subject to its jurisdiction a penalty of not more than \$25,000 for each offense, if such entity is found to have refused to comply with or to have willfully violated any lawful rule or order of the Commission, or any provision of Chapter 364.

**If payment is not postmarked within 15 calendar days of receipt of this notice, as evidenced by the certified mail receipt, Rule 25-4.0161, F.A.C., automatically imposes a penalty of \$500, \$1,000, or \$2,000,** in addition to the interest and penalty listed in the preceding paragraph. The penalty is based on the number of prior dockets against a company for violation of the RAF rule. For one prior docket, it automatically will be assessed a \$1,000 penalty and for two, a \$2,000 penalty. For a third docket, staff will submit a recommendation to the Commission seeking cancellation of the company's certificate and removal from the register.

If you wish to request another form, please contact Toni Earnhart at the number below. The payment should be identified with the company code and the company's name. Failure to provide payment within **15 days of this notice** will result in the establishment of a docket to address your failure to return the RAFs form and pay RAFs in accordance with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code. As specified above, pursuant to Section 364.285, Florida Statutes, the Commission may impose a fine for failure to comply. Therefore, it is important that you address this matter now. If you have paid your fees, please provide us with your check number and the date that it was paid.

Should you have any questions concerning this letter please contact **Toni Earnhart** at **(850) 413-6532** or via Internet e-mail at **tearnhar@psc.state.fl.us**.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mary Anne Helton".

**Mary Anne Helton**  
Interim General Counsel

cc: Fiscal Services Section

**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:

TY078-15-T-0-D  
 TNCI Operating Company LLC  
 114 East Haley Street, Suite A  
 Santa Barbara, FL 93101-2347

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  Addressee  
*Mellisa [Signature]*

B. Received by (Printed Name) \_\_\_\_\_ C. Date of Delivery  
 2/26

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

7011 3500 0001 5979 2338

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

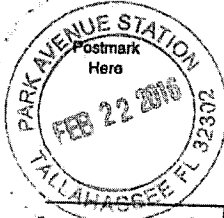
**U.S. Postal Service**  
**CERTIFIED MAIL™ RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

7011 3500 0001 5979 2338

Postage	\$ .48
Certified Fee	3.45
Return Receipt Fee (Endorsement Required)	2.80
Restricted Delivery Fee (Endorsement Required)	—
Total Postage & Fees	6.73



TY078-15-T-0-D  
 TNCI Operating Company LLC  
 114 East Haley Street, Suite A  
 Santa Barbara, FL 93101-2347

See reverse for instructions

**Utility Information**

This account is Delinquent.

Utility Mailing Name: TNCI Operating Company LLC Complete Name: TNCI Operating Company LLC Utility Code: TY078 Docket Consumer

Street1: 114 East Haley Street, Suite A Street2: City: Santa Barbara

State: CA Zip: 93101-2347 Phone: (805) 560-7809

Federal Id: 90-0928958 Certificate #: 8841 Bankruptcy Start Date: Bankruptcy End Date: BType:

Utility Status Code: REGULATED Utility Status Date: 6/10/2013 WriteOff Type:

**RAF Account Information**

Raf Periods: 1/1/2015 - 12/31/2015

RAF Period Covered: 1/1/2015 - 12/31/2015

Service: CLX

Current RAF Status: Interest & Penalty updated by nightly job

Raf Transactions: [Dropdown]

Operating Revenue: 352,067.63

Gross Interstate Revenue: 0.00

RAF Rate: 0.0016

RAF Due Date: 2/1/2016

Correspondence Suspended  Show Cause  
 Check Received  On Payment Plan  Utility Request Close  
 Confidential  Raf Form Withdrawn  Audited  
 Send Collection Collection Date: [Date]  Collection Withdrawn  
 RAF Form Received  Actual  Estimated  
 Amended Return  Don't calculate Penalty  Don't calculate Interest  
 RAF Account Satisfied

**All Comments:**

Interest and Penalty adjusted by nightly job---DBO---5/2/2016 12:01:06 AM  
 Interest and Penalty adjusted by nightly job---DBO---4/2/2016 12:01:05 AM  
 Interest and Penalty adjusted by nightly job---DBO---3/3/2016 12:01:05 AM  
 Interest and Penalty adjusted by nightly job---DBO---2/2/2016 12:01:05 AM

**User Comments:**

**Estimated Assessments**

	Due	Paid	WriteOff	Refund	Expired Refund	Owe
RAF	600.00	0.00				600.00
Penalty	120.00	0.00				120.00
Interest	24.00	0.00				24.00
Extension	0.00	0.00				0.00
Total	744.00	0.00				744.00

- [Print RAF Form](#)
- [Payment Calculator](#)
- [RAF Documents](#)

RELATED DOCKETS INFORMATION

DATA

Tax ID: 20-0828058 Complete Name: TNCI Operating Company LLC Address: 114 East Haley Street, Suite A Santa Barbara CA 93101-2247 USA Contact: President and CEO Jeff Compton (805) 560-7809 Fax#: (805) 965-2476 jcompton@bluecasa.com www.tncil.com Bankruptcy Start Date: CreatBy: NGRANT CreatDate: 5/1/2013 1:24:09 PM ModifyBy: NGRANT ModifyDate: 7/24/2014 9:11:05 AM

Utility Code: TY078 Utility Name: TNCI Operating Company LLC Active:   
 Utility Code To: Utility Code From: Unregulated Operation Date: Corptype Type:  Class Type: NGRANT created at 2013-05-01 13:24:12 NGRANT modified at 2015-02-26 14:11:07

Total: 4

#	DocketNum	Title	DocDate	Status
1	160094.TX	Joint petition for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., due to transfer of customers from TNCI Operating Company, LLC to Matrix Telecom, LLC.	04/20/2016	Active
2	140203.TP	Request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, LLC d/b/a AT&T Florida d/b/a AT&T Southeast and TNCI Operating Company, LLC.	10/16/2014	Closed
3	140162.TP	Request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, LLC d/b/a AT&T Florida d/b/a AT&T Southeast and TNCI Operating Company, LLC. (f/k/a Trans National Communications International, Inc.)	08/25/2014	Closed
4	130071.TX	Application for certificate to provide local telecommunications service by TNCI Operating Company, LLC.	04/01/2013	Closed

NO PRIOR RAC COMPLIANCE ACTIONS