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BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

DOCKET NO. 20210078-TX

Compliance investigation of local
exchange Certificate No. 8511,
issued to SH Services LLC, for
apparent fourth-time violation of
Rule 25-4.0161, F.A.C., Regulatory
Assessment Fees; Telecommunications
Companies.

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PROCEEDINGS: COMMISSION CONFERENCE AGENDA
ITEM NO. 14

COMMISSIONERS
PARTICIPATING: CHAIRMAN GARY F. CLARK
COMMISSIONER ART GRAHAM
COMMISSIONER ANDREW GILES FAY
COMMISSIONER MIKE LA ROSA
COMMISSIONER GABRIELLA PASSIDOMO

DATE: Tuesday, June 15, 2021

PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: DANA W. REEVES
Court Reporter and
Notary Public in and for
the State of Florida at Large

PREMIER REPORTING
114 W. 5TH AVENUE
TALLAHASSEE, FLORIDA
(850) 894-0828

1 P R O C E E D I N G S

2 CHAIRMAN CLARK: Next up is Item No. 14.

3 Mr. Futrell.

4 MR. FUTRELL: Item 14 is staff's
5 recommendation addressing the apparent fourth-time
6 regulatory assessment fee rule violation of Optical
7 Telecommunication Services doing business as H
8 Control Corporation, doing business as SH Services,
9 LLC, a local exchange carrier.

10 Pursuant to the Commission's RAF rule for
11 telecommunications company, the Commission has the
12 authority and also discretion to either cancel the
13 company's certificate or waive the cancellation if
14 the RAF's and all penalties, interest and late
15 payment charges are paid in full. Prior to the
16 filing of this recommendation on May 20th, 2021
17 SH Services fully satisfied the outstanding RAF fee
18 balance and all accrued statutory late-payment
19 charges, as well as proffered an estimated penalty
20 for fourth-time RAF rule violation in the amount of
21 \$4,000.

22 The regulatory assessment fee rule does not
23 specific a penalty amount for a fourth-time rule
24 violation. However, this \$4,000 penalty amount was
25 approved by the Commission in a prior case of

1 fourth-time rule violation at Docket No.
2 20200141-TA. Staff recommends that the Commission
3 recognize SH Services payment of penalty and cost
4 of collection towards a fourth violation in the
5 amount of \$4,000 is the correct and satisfactory
6 penalty amount in this case. On this basis, staff
7 recommends the company's tariff and registration
8 not be canceled nor removed from the register.

9 No public comments have been received on this
10 matter and oral modification to the staff
11 recommendation has been provided to your offices
12 and has been placed in the docket file. A
13 representative of SH Services is available for
14 questions, as is staff.

15 CHAIRMAN CLARK: All right. This item was
16 pulled because of an oral modification. Do any
17 Commissioners have any questions, comments? I'll
18 entertain your motion.

19 COMMISSIONER GRAHAM: Mr. Chairman, I move
20 staff recommendation on all issues on Item No. 14.

21 COMMISSIONER FAY: Second.

22 CHAIRMAN CLARK: Motion and a second. Any
23 discussion?

24 (No comments made.)

25 CHAIRMAN CLARK: On the motion, all in favor

1 say, aye.

2 (Chorus of ayes.)

3 CHAIRMAN CLARK: Opposed?

4 (No comments made.)

5 CHAIRMAN CLARK: Motion carries unanimously.

6 All right. Is there anything else that needs
7 to come before the Commission today? Welcome to
8 our new Commissioner. We did that last meeting,
9 so -- first agenda. First official agenda. I
10 guess I didn't think about it that way. We are
11 glad to have Commissioner Passidomo with us and
12 look forward to working with you.

13 All right. We are going to stand to adjourned
14 for ten minutes and reconvene right here for IA.
15 Ten minutes. Thank you.

16 (Agenda item concluded.)

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CERTIFICATE OF REPORTER


STATE OF FLORIDA)
COUNTY OF LEON)

I, DANA W. REEVES, Professional Court Reporter, do hereby certify that the foregoing proceeding was heard at the time and place herein stated.

IT IS FURTHER CERTIFIED that I stenographically reported the said proceedings; that the same has been transcribed under my direct supervision; and that this transcript constitutes a true transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

DATED THIS 29th day of June, 2021.



DANA W. REEVES
NOTARY PUBLIC
COMMISSION #GG970595
EXPIRES MARCH 22, 2024