

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of NU-TEL, INC.	)	DOCKET NO. 870621-TC
for approval of a sale and transfer	)	
of assignment of existing Certificate	)	ORDER NO. 21504
No. 1248 to TEL-STAR TELEPHONE COMPANY,	)	
INC.	)	ISSUED: 7-5-89

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, Chairman  
 THOMAS M. BEARD  
 JOHN T. HERNDON

ORDER DECLARING UNPAID PENALTY UNCOLLECTIBLE

BY THE COMMISSION:

By Order No. 18628, issued January 4, 1988, and Order No. 19649, issued July 11, 1988, this Commission fined Tel-Star Telephone Company, Inc. (Tel-Star) \$1,000 for failure to comply with Rule 25-24.515, Florida Administrative Code.

Tel-Star has apparently ceased operating in Florida. On May 11, 1989, our staff received notification from Southern Bell Telephone and Telegraph Company that Tel-Star's access lines had been disconnected for nonpayment.

Tel-Star has failed to respond to any Commission correspondence. The Commission has exercised reasonable efforts to communicate with Tel-Star and to collect the outstanding fine. Therefore, we find it appropriate to declare the \$1,000 fine assessed against Tel-Star uncollectible.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the fine of \$1,000 assessed against Tel-Star Telephone Company, Inc. is hereby determined to be uncollectible. It is further

ORDERED that this account be referred to the Department of Banking and Finance for further collection efforts or for permission to write off this fine as uncollectible. It is further

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ORDERED that this docket shall remain open pending notification from the Department of Banking and Finance of its decision in this matter, after which this docket shall be closed administratively.

By ORDER of the Florida Public Service Commission,  
 this \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

  
 STEVE TRIBBLE, Director  
 Division of Records and Reporting

( S E A L )

ABG

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and

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filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.