

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause	)	DOCKET NO. 910217-TC
proceedings against EASYPHONE PARTNERSHIP)	)	
for violation of Commission Rule	)	ORDER NO. 25407
25-24.520, F.A.C., 1990 Annual Report,	)	
and Rule 25-4.043, F.A.C., Response	)	ISSUED: 11/26/91
Requirement.	)	
	)	

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK  
 J. TERRY DEASON  
 BETTY EASLEY  
 MICHAEL McK. WILSON

FINAL ORDER

BY THE COMMISSION:

Easyphone Partnership (Easyphone or the Company) has been a certificated pay telephone service (PATS) provider since October 4, 1988. As a certificated PATS provider, Easyphone is subject to our jurisdiction.

On June 24, 1991, the Commission issued Order No. 24699 requiring Easyphone to show cause why it should not be fined \$3,800 for violation of Rules 25-24.520, 25-4.043, and 25-24.515(6), Florida Administrative Code, and Orders Nos. 20610, 21614 and 14529. On July 11, 1991, Easyphone filed a response to Show Cause Order No. 24699. Since then, after lengthy negotiations, Easyphone's settlement consists of the following:

1. Easyphone admits all the allegations set forth in Order No. 24699 except the Company denies operating the pay telephone in question through the PBX. Further, investigation by staff indicates that the Company is correct with regard to this one violation.
2. The Company agree to pay a \$500 fine in response to Order No. 24699.
3. The Company further agrees to certify and warrant that all violations have been corrected.

DOCUMENT NUMBER-DATE

11770 NOV 26 1991

FPSC-RECORDS/REPORTING

ORDER NO. 25407  
DOCKET NO. 910217-TC  
PAGE 2

Easyphone appears to have quickly taken steps to correct all substantive aspects of the alleged violations. Furthermore, one of the allegations set forth in Order No. 24699 proved incorrect. We believe that, based on the circumstances of this case, the settlement is adequate and appropriate.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the settlement offer outlined in the body of this Order is hereby approved. It is further

ORDERED that this docket be closed upon Easyphone Partnership's compliance with the settlement agreement.

By ORDER of the Florida Public Service Commission, this 26th day of NOVEMBER, 1991.

  
\_\_\_\_\_  
STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

JKA

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

ORDER NO. 25407  
DOCKET NO. 910217-TC  
PAGE 3

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 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.