

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Cancellation by Florida) DOCKET NO. 940477-TC
Public Service Commission of Pay) ORDER NO. PSC-94-0928-FOF-TC
Telephone Certificate No. 2812) ISSUED: August 1, 1994
issued to PAY TALK INC. for)
violation of Rule 25-24.0161(2),)
F.A.C., Regulatory Assessment)
Fee Filing.)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
SUSAN F. CLARK
JULIA L. JOHNSON
DIANE K. KIESLING

NOTICE OF PROPOSED AGENCY ACTION
ORDER IMPOSING FINE OR CANCELLING
PAY TELEPHONE CERTIFICATE NO. 2812

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

Pay telephone service providers are required by Section 364.336, Florida Statutes and Rule 25-4.0161, Florida Administrative Code, to pay regulatory assessment fees. Regulatory assessment fee forms were mailed, in June, 1993, to all certified pay telephone service providers for the period of January 1, 1993 through June 30, 1993. Forms were mailed in December, 1993, for the period of July 1, 1993 through December 31, 1993. Pursuant to Rule 25-4.0161(2), Florida Administrative Code, the forms and applicable fees are due to the Bureau of Fiscal Services by July 30, 1993 for the period ending June 30, 1993 and by January 30, 1994 for period ending December 31, 1993. Each provider was notified of its delinquency on August 20, 1993 for the period ending June 30, 1993 and on March 7, 1994 for the period ending December 31, 1993.

DOCUMENT NUMBER-DATE

07804 AUG-1 1994

FPSC-RECORDS/REPORTING

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Pay Talk, Inc., holder of Pay Telephone Certificate No. 2812, paid its regulatory assessment fees in June, 1994, four months after the due date. We find it appropriate to fine Pay Talk, Inc. \$250 for failure to comply with Rule 25-4.0161, Florida Administrative Code. Pay Talk, Inc. must remit a \$250 fine to the Florida Public Service Commission within 60 days of this Order becoming final. When payment is received, the docket shall be closed without further Commission action. If Pay Talk, Inc. does not comply with this Order within 60 days, Certificate Number 2812 shall be cancelled and the docket will be closed without further Commission action.

It is, therefore,

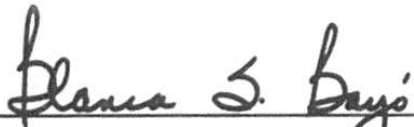
ORDERED by the Florida Public Service Commission that Pay Talk, Inc. pay a \$250 fine to the Florida Public Service Commission for failure to comply with Rule 25-4.0161, Florida Administrative Code. It is further

ORDERED that when the fine is paid, the docket shall be closed. It is further

ORDERED that Pay Talk, Inc. must pay the fine within 60 days of this Order becoming final or Certificate Number 2812 shall be cancelled and the docket closed. It is further

ORDERED that, unless a person whose interests are substantially affected by the action proposed herein files a petition in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, this Order shall become final.

By ORDER of the Florida Public Service Commission, this 1st day of August, 1994.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

LMB

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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at her office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on August 22, 1994.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater 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 of the effective date 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.