

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation of )  
Certificates to Provide Pay )  
Telephone Service: )  
)  
FLAMINGO PIZZERIA ) DOCKET NO. 940598-TC  
JOSEPH P. VALCOURT d/b/a TELECO ) DOCKET NO. 940672-TC  
ONE )  
EIGHT HUNDRED, INC. ) DOCKET NO. 940673-TC  
ALAN R. ROBISON d/b/a BAMA TELE ) DOCKET NO. 940674-TC  
COMMUNICATIONS )  
)  
) ORDER NO. PSC-94-0943-FOF-TC  
) ISSUED: August 2, 1994

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 CERTIFICATES

BY THE COMMISSION:

The following pay telephone service providers do not have current addresses and phone numbers on file with this Commission:

Providers Name	Certificate Number
Flamingo Pizzeria	3070
Joseph P. Valcourt d/b/a Teleco One	3646
Eight Hundred, Inc.	3692
Alan R. Robison d/b/a Bama Tele Communications	3074

These dockets were opened when our Division of Records and Reporting received returned mail from each provider. Our Division of Communications attempted to contact each provider by phone and found the phones had been disconnected.

DOCUMENT NUMBER-DATE

07839 AUG-28

FPSC-REGS-OS/REPORTING

Rule 25-24.520, Florida Administrative Code, Reporting Requirements, in pertinent part, states:

"Rule 25-24.520 Reporting Requirements

(1) Each pay telephone service company shall file with the Commission's Division of Communications updated information for the following items within 10 days after a change occurs:

(a) The street address of the certificate holder including number, street name, city, state and zip code, and the mailing address if it differs from the street address also.

(b) Name, title, and phone number of the individual responsible for contact with the Commission."

Our staff is unable to contact these providers by mail or phone. Each provider is in apparent violation of Rule 25-24.520, Florida Administrative Code.

Accordingly, we find it appropriate to fine each provider listed above \$100 for violation of Rule 25-24.520, Florida Administrative Code. Each provider must update information as required by the above Rule and remit \$100 fine to the Florida Public Service Commission within 60 days of this Order becoming final. When the appropriate information and fine are received, the docket shall be closed without further Commission action. Any provider that does not comply with this Order within 60 days shall have its certificate cancelled and the docket will be closed without further Commission action.

A protest filed in a docket shall not prevent this Order from becoming final as to any docket in which no protest is filed.

It is, therefore,

ORDERED by the Florida Public Service Commission that each pay telephone service provider listed in the body of this Order file with this Commission the information required by Rule 25-24.520, Florida Administrative Code and pay a fine of \$100 for violation of that Rule. It is further

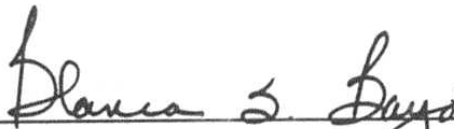
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ORDERED that when the information is updated and the fine is paid, the docket shall be closed. It is further

ORDERED that each pay telephone service provider must update the required information and pay the fine within 60 days of this Order becoming final or its certificate 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. A protest filed in a docket shall not prevent this Order from becoming final as to any docket in which no protest is filed.

By ORDER of the Florida Public Service Commission, this 2nd 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.

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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, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on August 23, 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.