

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida  
Public Service Commission of  
Interexchange Telecommunications  
Certificate No. 3508 issued to  
Military Communications Center,  
Inc. for violation of Rule 25-  
4.0161, F.A.C., Regulatory  
Assessment Fees;  
Telecommunications Companies.

DOCKET NO. 981680-TI  
ORDER NO. PSC-99-1052-FOF-TI  
ISSUED: May 24, 1999

The following Commissioners participated in the disposition of  
this matter:

JOE GARCIA, Chairman  
J. TERRY DEASON  
SUSAN F. CLARK  
JULIA L. JOHNSON  
E. LEON JACOBS, JR.

ORDER CANCELING INTEREXCHANGE TELECOMMUNICATIONS CERTIFICATE

BY THE COMMISSION:

Military Communications Center, Inc. (MCCI) currently holds Certificate of Public Convenience and Necessity No. 3508, issued by the Commission on January 12, 1994, authorizing the provision of Interexchange Telecommunications service (IXC). The Division of Administration advised our staff by memorandum that MCCI had not paid the regulatory assessment fees (RAF) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, for the years 1996 and 1997. Also, accrued statutory penalties and interest charges for late RAFs payments for the years 1996 and 1997 have not been paid.

Pursuant to Section 364.336, Florida Statutes, certificate holders must pay a minimum annual RAF of \$50 if the certificate was active during any portion of the calendar year. Pursuant to Rule 25-4.0161 (2), Florida Administrative Code, the form and applicable fees are due to the Florida Public Service Commission by January 30

DOCUMENT NUMBER-DATE

06515 MAY 24 89

PSC-RECORDS/REPORTING

of the subsequent year. All entities that apply for certification receive a copy of our rules governing Interexchange Telecommunications (IXC) service. All applicants must attest that these rules have been received and understood by the applicant and an affidavit must be attached to the application in order for the application to be processed. The Commission's correspondence regarding RAFs was sign for and delivered to MCCI on December 15, 1997.

On February 19, 1999, Order No. PSC-99-0328-FOF-TI was issued imposing a \$500 fine and requiring payment of the fine and past due amount by March 19, 1999, or canceling MCCI's certificate. On March 11, 1999, our staff received a copy of the company's 1996 RAF form dated February 22, 1999, stating that the business closed in 1996. The company did not remit a check with the form. Our staff contacted the company and was advised that the company would pay the past due amount in full and request voluntary cancellation of its certificate. The Division of Administration's records show that MCCI has paid the past due amount in full, including the 1998 RAFs. MCCI has complied with the provision of Rule 25-24.474(2), Florida Administrative Code, by providing adequate notice in writing of its request for cancellation of its IXC certificate and by submitting its regulatory assessment fees for the years 1996, 1997, and 1998. Accordingly, we find it appropriate to cancel IXC Certificate No. 3508, effective December 31, 1998. MCCI shall return its certificate to this Commission.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Military Communications Center, Inc.'s Certificate No. 3508 to provide Interexchange Telecommunications services is hereby canceled, effective December 31, 1998. It is further

ORDERED that Military Communications Center, Inc. shall return its certificate. It is further

ORDERED that this Docket is closed.

ORDER NO. PSC-99-1052-FOF-TI  
DOCKET NO. 981680-TI  
PAGE 3

By ORDER of the Florida Public Service Commission, this 24th  
day of May, 1999.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records

( S E A L )

KMP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/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 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.