

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for cancellation
of certificates to provide pay
telephone service.

Robert D. Ellis d/b/a Wright
Communications
Juan R. Acevedo

DOCKET NO. 991333-TC

DOCKET NO. 991346-TC

ORDER NO. PSC-00-0422-FOF-TC
ISSUED: March 1, 2000

The following Commissioners participated in the disposition of
this matter:

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

ORDER CANCELING PAY TELEPHONE CERTIFICATES

BY THE COMMISSION:

The Division of Administration advised our staff by memorandum
that the entities listed below had not paid the Regulatory
Assessment Fees (RAFs) required by Section 364.336, Florida
Statutes, and Rule 25-4.0161, Florida Administrative Code, for the
year 1998. Also, accrued statutory penalties and interest charges
for late RAFs payments for the years 1992 and 1998 had 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
of the subsequent year. All entities that apply for certification
receive a copy of our rules governing Pay Telephone (PATS) service.
All applicants must attest that these rules have been received and

DOCUMENT NUMBER-DATE

02706 MAR-18

FPSC-RECORDS/REPORTING

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understood by the applicant and an affidavit must be attached to the application in order for the application to be processed. The United States Postal Service neither returned the receipt, nor correspondence regarding the RAFs was not.

By Order No. PSC-99-2468-PAA-TC, issued on December 17, 1999, and Order No. PSC-99-2479-PAA-TC, issued on December 20, 1999, we imposed a \$500 fine and required payment of the fine and fees or the respective certificates would be canceled. After the Orders were issued, each of the entities listed below contacted our staff, paid the past due amount in full, including statutory penalties and interest charges, and requested voluntary cancellation of their respective certificates.

The entities listed below have complied with the provision of Rule 25-24.514(2), Florida Administrative Code, by providing adequate notice in writing of their request for cancellation of their Pay Telephone certificates and by submitting their RAFs for **1998, including accrued statutory penalties and interest charges.** Accordingly, we find it appropriate to cancel the certificates listed below, effective on the dates shown. Each entity shall return its certificate to this Commission.

<u>ENTITY'S NAME</u>	<u>CERTIFICATE NO.</u>	<u>EFFECTIVE DATE</u>
Robert d. Ellis d/b/a Wright Communications	5931	12/31/99
Juan R. Acevedo	5972	12/31/99

Based on the foregoing, it is

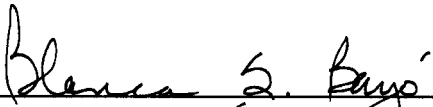
ORDERED by the Florida Public Service Commission that the Pay Telephone certificates listed herein are hereby canceled, effective on the dates shown above. It is further

ORDERED that each entity shall return its certificate. It is further

ORDERED that these Dockets are closed.

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By ORDER of the Florida Public Service Commission this 1st day
of March, 2000.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(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.