

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida  
Public Service Commission of Pay  
Telephone Certificate No. 5233  
issued to Douglas Arthur  
Lawrence d/b/a D.A. Lawrence  
Communications Company for  
violation of Rule 25-4.0161,  
F.A.C., Regulatory Assessment  
Fees; Telecommunications  
Companies.

DOCKET NO. 991167-TC  
ORDER NO. PSC-00-0573-FOF-TC  
ISSUED: March 21, 2000

The following Commissioners participated in the disposition of  
this matter:

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

ORDER CANCELING PAY TELEPHONE CERTIFICATE

BY THE COMMISSION:

Douglas Arthur Lawrence d/b/a D.A. Lawrence Communications (D.A. Lawrence Communications) currently holds Certificate of Public Convenience and Necessity No. 5233, issued by the Commission on September 30, 1992, authorizing the provision of Pay Telephone service (PATS). The Division of Administration advised our staff by memorandum that D.A. Lawrence Communications 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 year 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

DOCUMENT NUMBER-DATE

03563 MAR 21 8

FPSC-RECORDS/REPORTING

ORDER NO. PSC-00-0573-FOF-TC  
DOCKET NO. 991167-TC  
PAGE 2

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 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.

By Order No. PSC-99-2201-PAA-TC, issued on November 9, 1999, we imposed a \$500 fine and required payment of the fine and fees or D.A. Lawrence Communications' certificate would be canceled. After the Order was issued, our staff received a letter on November 15, 1999, from Mr. Lawrence advising that he had written to us and requested in 1997 the cancellation of his certificate. On December 17, Mr. Lawrence wrote another letter to us and enclosed a copy of a letter dated December 28, 1997 requesting cancellation of his certificate.

D.A. Lawrence Communications has complied with the provision of Rule 25-24.514(2), Florida Administrative Code, by providing adequate notice in writing of its request for cancellation of its PATS certificate and by submitting his RAFs. Accordingly, we find it appropriate to cancel PATS Certificate No. 5233, effective December 28, 1997. D.A. Lawrence Communications shall return its certificate to this Commission.

Based on the foregoing, it is

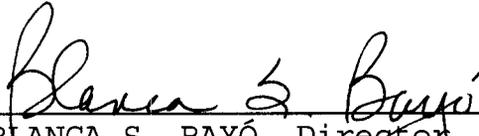
ORDERED by the Florida Public Service Commission that Douglas Arthur Lawrence d/b/a D.A. Lawrence Communications' Certificate No. 5233 to provide Pay Telephone services is hereby canceled, effective December 28, 1997. It is further

ORDERED that Douglas Arthur Lawrence d/b/a D.A. Lawrence Communications shall return its certificate to this Commission. It is further

ORDERED that this Docket is closed.

ORDER NO. PSC-00-0573-FOF-TC  
DOCKET NO. 991167-TC  
PAGE 3

By ORDER of the Florida Public Service Commission this 21st  
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.

M E M O R A N D U M

March 20, 2000

RECEIVED FPSC

00 MAR 20 PM 3:47

RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (PEÑA) *KMP PIC*

RE: DOCKET NO. 991167-TC - CANCELLATION BY FLORIDA PUBLIC SERVICE COMMISSION OF PAY TELEPHONE CERTIFICATE NO. 5233 ISSUED TO DOUGLAS ARTHUR LAWRENCE D/B/A D.A. LAWRENCE COMMUNICATIONS COMPANY FOR VIOLATION OF RULE 25-4.0161, F.A.C., REGULATORY ASSESSMENT FEES; TELECOMMUNICATIONS COMPANIES.

0573-F&F

Attached is an ORDER CANCELING PAY TELEPHONE CERTIFICATE, to be issued in the above-referenced docket. (Number of pages in order - 3)

KMP/anc  
Attachment  
cc: Division of Telecommunications  
I: 991167v.kmp