

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for cancellation
of Pay Telephone Certificate No.
6015 by Harry Leyava III d/b/a
P.M. Company, effective 7/31/00.

DOCKET NO. 001350-TC
ORDER NO. PSC-00-1859-FOF-TC
ISSUED: October 12, 2000

ORDER CANCELING PAY TELEPHONE CERTIFICATE

BY THE COMMISSION:

Harry Leyava III d/b/a P.M. Company (P.M. Company), holder of Pay Telephone Certificate (PATS) of Public Convenience and Necessity No. 6015, has requested the cancellation of PATS Certificate No. 6015. P.M. Company 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 its regulatory assessment fees (RAFs) for 1999. Accordingly, we find it appropriate to cancel PATS Certificate No. 6015, effective July 31, 2000.

P.M. Company shall return its certificate to this Commission. In addition, under Section 364.336, Florida Statutes, certificate holders must pay a minimum annual Regulatory Assessment Fee of \$50 if the certificate was active during any portion of the calendar year. A RAFs Return notice for 2000 will be mailed to P.M. Company. Neither the cancellation of its certificate nor the failure to receive a RAFs Return notice for the year 2000 shall relieve P.M. Company from its obligation to pay RAFs for 2000.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Harry Leyava III d/b/a P.M. Company 's Certificate No. 6015 to provide Pay Telephone services is hereby canceled, effective July 31, 2000. It is further

ORDERED that Harry Leyava III d/b/a P.M. Company shall return its certificate to this Commission and remit Regulatory Assessment Fees for the year 2000. It is further

ORDERED that this Docket is closed.

DOCUMENT NUMBER-DATE

13002 OCT 12 8

FPSC-RECORDS/REPORTING

ORDER NO. PSC-00-1859-FOF-TC
DOCKET NO. 001350-TC
PAGE 2

By ORDER of the Florida Public Service Commission, this 12th
day of October, 2000.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

JAE

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.