

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for
certificate to provide pay
telephone service by Edward
Wong.

DOCKET NO. 000076-TC

In re: Cancellation by Florida
Public Service Commission of Pay
Telephone Certificate No. 7361
issued to Edward Wong for
violation of Rule 25-4.0161,
F.A.C., Regulatory Assessment
Fees; Telecommunications
Companies.

DOCKET NO. 010613-TC
ORDER NO. PSC-01-1697-FOF-TC
ISSUED: August 21, 2001

The following Commissioners participated in the disposition of
this matter:

E. LEON JACOBS, JR., Chairman
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI

ORDER VACATING IN PART ORDER NO.
PSC-00-0359-TC, AND CLOSING DOCKETS

BY THE COMMISSION:

On January 24, 2001, we received an application in the name of Edward Wong (Mr. Wong) for a pay telephone certificate, along with the \$100 filing fee. Therefore, Docket No. 000076-TC was established. By Order No. PSC-00-0359-PAA-TC, issued February 21, 2000, we granted Edward Wong Pay Telephone Certificate No. 7361. Since no protest to the proposed agency action was filed, we issued Consummating Order No. PSC-00-0559-CO-TC, on March 17, 2000, to render Order No. PSC-00-0359-PAA-TC final and effective.

On April 26, 2001, we established Docket No. 010613-TC to address Mr. Wong's non-payment of the Regulatory Assessment Fees

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FPSC-COMMISSION CLERK

(RAFs) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, for the year 2000. Also, accrued statutory penalties and interest charges for the year 2000 had not been paid. On May 14, 2001, our staff wrote to Mr. Wong and explained that a docket had been established for nonpayment of the 2000 RAFs and to contact the Commission if it was interested in resolving this docket.

Mr. Wong contacted our staff, on May 17, 2001, concerning two letters he had received, which referenced two different certificate numbers. After further research, it was discovered that Certificate No. 7198 was granted in the name of Edward L. Wong, effective November 12, 1999, in Docket No. 991083-TC. Apparently Mr. Wong did not realize he had already submitted an application for a pay telephone certificate and resubmitted a new one. Thus, Docket No. 000076-TC was established. Mr. Wong advised our staff that he did not want two pay telephone certificates and, in fact, was unaware that he had been granted two certificates until he received correspondence from staff concerning nonpayment of the 2000 RAFs.

Accordingly, we find it appropriate to vacate that portion of Order No. PSC-00-0359-PAA-TC, which granted Edward Wong Certificate No. 7361, as it relates to Edward Wong. Since there are no further pending issues dealing with Certificate No. 7361 that need to be addressed by the Commission in Docket No. 000076-TC and Docket No. 010613-TC, these dockets shall be closed. The Commission is vested with jurisdiction over this matter pursuant to Sections 364.336, 364.285, and 364.3375, Florida Statutes.

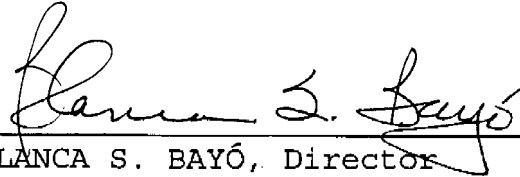
Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that we hereby vacate that portion of Order No. PSC-00-0359-PAA-TC, which granted Edward Wong Certificate No. 7361, as it relates to Edward Wong. It is further

ORDERED that Docket Nos. 000076-TC and 010613-TC are closed.

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By ORDER of the Florida Public Service Commission this 21st
day of August, 2001.



BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

(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 the Commission Clerk and Administrative Services, 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

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with the Director, Division of the Commission Clerk and Administrative Services 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.