

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation of
certificates to provide
interexchange telecommunications
services.

Zenex Long Distance, Inc.
IG2, Inc.
U.S. Operators, Inc.
PDS, Inc. d/b/a Phone Debit
Systems, Inc.
SATCOM Communication Corporation
d/b/a SATCOM Communication
Far East Gateway, Inc.
CityCom Telecommunications, Inc.
Global Business Solutions and
Services, Inc.

DOCKET NO. 030759-TI
DOCKET NO. 030768-TI
DOCKET NO. 030769-TI
DOCKET NO. 030773-TI

DOCKET NO. 030777-TI

DOCKET NO. 030788-TI
DOCKET NO. 030797-TI
DOCKET NO. 030803-TI

ORDER NO. PSC-03-1126-PAA-TI
ISSUED: October 8, 2003

The following Commissioners participated in the disposition of
this matter:

LILA A. JABER, Chairman
J. TERRY DEASON
BRAULIO L. BAEZ
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON

NOTICE OF PROPOSED AGENCY ACTION
ORDER IMPOSING PENALTY AND REQUIRING PAYMENT OF
DELINQUENT REGULATORY ASSESSMENT FEES, OR CANCELING INTRASTATE
INTEREXCHANGE TELECOMMUNICATIONS COMPANIES CERTIFICATE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service
Commission that the action discussed herein is preliminary in
nature and will become final unless a person whose interests are

DOCUMENT NUMBER DATE

09773 OCT-8 8

FPSC-COMMISSION CLERK

ORDER NO. PSC-03-1126-PAA-TI

DOCKETS NOS. 030759-TI, 030768-TI, 030769-TI, 030773-TI, 030777-TI, 030788-TI, 030797-TI, 030803-TI

PAGE 2

substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

The following intrastate interexchange telecommunications companies have not paid their 2002 Regulatory Assessment Fees, plus statutory penalty and interest charges.

ENTITY'S NAME	REGISTRATION NO.	PAST DUE RAFS	YEARS PENALTIES & INTEREST PAST DUE
Zenex Long Distance, Inc.	TI510	2002	1999
IG2, Inc.	TJ168	2002	2002
U.S. Operators, Inc.	TJ211	2002	1999, 2000, and 2002
PDS, Inc. d/b/a Phone Debit Systems, Inc.	TJ314	2002	2002
SATCOM Communications Corporation d/b/a SATCOM Communication	TJ380	2002	2001 and 2002
Far East Gateway, Inc.	TJ380	2002	2002
CityCom Telecommunications, Inc.	TJ512	2002	2002
Global Business Solutions and Services, Inc.	TJ606	2002	2002

In addition, each of the companies listed has had returned mail and has not updated the information within 10 days of the change of its respective address (including street name and address, post office box, city), telephone number and any change in the name and address of the individual who is serving as primary liaison with the Commission. Our staff attempted to call each company, but was unsuccessful.

Therefore, it appears the companies listed above have failed to comply with Sections 364.336 and 364.02, Florida Statutes, and

ORDER NO. PSC-03-1126-PAA-TI

DOCKETS NOS. 030759-TI, 030768-TI, 030769-TI, 030773-TI, 030777-TI, 030788-TI, 030797-TI, 030803-TI

PAGE 3

have not requested cancellation of their respective tariffs or removal from the register. Pursuant to Section 364.366, Florida Statutes, cancellation of an entity's tariff and removal from the register does not relieve the obligation to pay Regulatory Assessment Fees, including statutory penalty and interest charges, of the company was registered during any portion of the calendar year, including the year of removal from the register.

Accordingly, we find it appropriate to assess a total penalty of \$1,000 (\$500 for the RAFs violation and \$500 for the Reporting Requirements violation) or cancel each company's respective tariff and remove the company from the register for apparent violation of Sections 364.336 and 364.02, Florida Statutes, if the penalty, Regulatory Assessment Fees, including statutory penalty and interest charges, and the reporting requirements, are not received by us within fourteen (14) calendar days after the issuance of the Consummating Order.

The total penalty of \$1,000 shall be paid to the Florida Public Service Commission. If a company does not protest this Order or the penalty and Regulatory Assessment Fees, including statutory penalty and interest charges, and reporting requirements are not received, that company's tariff shall be cancelled and the company removed from the register administratively, and the collection of the past due fees should be referred to the Florida Department of Financial Services for further collection efforts. If a company's tariff is cancelled and its name removed from the register, in accordance with this Order, the respective company should be required to immediately cease and desist providing intrastate interexchange services in Florida. If any of the companies listed above has its respective tariff cancelled and name removed from the register, and subsequently decides to reapply for registration as an intrastate interexchange telecommunications company, that company should be required to first pay any outstanding penalties and RAF, including statutory penalty and interest charges.

We are vested with jurisdiction over this matter pursuant to Sections 364.336, 364.285, and 364.02, Florida Statutes.

Based on the foregoing, it is

ORDER NO. PSC-03-1126-PAA-TI

DOCKETS NOS. 030759-TI, 030768-TI, 030769-TI, 030773-TI, 030777-TI, 030788-TI, 030797-TI, 030803-TI

PAGE 4

ORDERED by the Florida Public Service Commission that each of the entities listed herein shall pay the past due Regulatory Assessment Fees, statutory penalties, interest charges, and a \$1000 penalty to the Florida Public Service Commission for failure to comply with Sections 364.336 and 364.02, Florida Statutes, within 14 days after the issuance of the Consummating Order. The penalties will be referred to the Florida Department of Financial Services for deposit in the State of Florida General Revenue Fund. It is further

ORDERED that should any of the entities fail to comply with this Order, that entity's certificate shall be canceled, effective on the date of issuance of the Consummating Order; the collection of the past due fees shall be referred to the Florida Department of Financial Services for further collection efforts; and the respective docket shall be closed. It is further

ORDERED that if an entity's certificate is canceled in accordance with this Order, that entity shall immediately cease and desist providing competitive local exchange telecommunications services in Florida. It is further

ORDERED that any protest to the action proposed herein shall specify the entity or entities to which it applies. It is further

ORDERED that, if a protest to this Order is filed, the protest shall not prevent the action proposed herein from becoming final with regard to the remaining entities listed in this Order. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDER NO. PSC-03-1126-PAA-TI
DOCKETS NOS. 030759-TI, 030768-TI, 030769-TI, 030773-TI, 030777-
TI, 030788-TI, 030797-TI, 030803-TI
PAGE 5

ORDERED that in the event this Order becomes final, each docket shall be closed upon payment of the penalty, and fees, or upon cancellation of the certificate.

By ORDER of the Florida Public Service Commission this 8th Day of October, 2003.

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

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records and Hearing
Services

(S E A L)

LHD

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 that is available under Section 120.57, 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 will be granted or result in the relief sought.

ORDER NO. PSC-03-1126-PAA-TI

DOCKETS NOS. 030759-TI, 030768-TI, 030769-TI, 030773-TI, 030777-TI, 030788-TI, 030797-TI, 030803-TI

PAGE 6

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on October 29, 2003.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.