

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Show cause proceedings against )	
certain IXCs for violation of )	
Commission Rule 25-24.480, F.A.C, 1987 )	
Annual Report Requirements: )	
)	
ARGO COMMUNICATIONS CORP. )	DOCKET NO. 880365-TI
CHANNEL-ONE AREA NETWORK, INC. )	DOCKET NO. 880369-TI
INTERSTATE EXECUTIVE OFFICES, INC. )	DOCKET NO. 880377-TI
TELEMARKETING COMMUNICATIONS OF )	
TALLAHASSEE )	DOCKET NO. 880383-TI
THE CENTRES AT TAMPA )	DOCKET NO. 880385-TI
V-COM, INC. )	DOCKET NO. 880386-TI
)	ORDER NO. 21883
)	ISSUED: 9-13-89

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman  
 THOMAS M. BEARD  
 BETTY EASLEY  
 GERALD L. GUNTER  
 JOHN T. HERNDON

ORDER DECLARING UNPAID PENALTIES UNCOLLECTIBLE

BY THE COMMISSION:

By separate Orders issued on March 23, 1988, we directed the interexchange carriers (IXCs) listed in the above caption to show cause why they should not be penalized for failure to file their 1987 Annual Report as required by Rule 25-24.480, Florida Administrative Code. The show cause proceedings were initiated because these companies failed to respond to two earlier letters. The companies also failed to respond to the show cause orders. The complete disregard demonstrated by these IXCs for the Commission's authority caused us on June 20, 1988, to issue Order No. 19512 in which each IXC was fined \$2,000 and its certificate was revoked. None of the companies have paid this fine.

In attempting to collect these overdue penalties, the Commission Staff has established the following current status for each of the IXCs.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Argo - Staff received a letter from counsel for Argo on October 10, 1988. Argo filed Chapter 7 bankruptcy proceedings in the United States Bankruptcy Court for the Southern District of New York on January 7, 1987. Argo ceased all business operations on February 11, 1987.

Channel-One - Staff has been unable to locate this company. Mail sent to them has been returned as undeliverable.

IEO - Staff received a letter on August 22, 1988, from a company not related to IEO but receiving mail at IEO's last known address. Apparently, IEO has ceased all operations.

TMC - Staff has been unable to locate the company. Mail sent to them has been returned as undeliverable.

Centres - Staff received a letter from a former employee of the Company on August 25, 1988. This former employee indicated that Centres ceased all operations in February of 1986. :

V-Com: - Staff has been unable to locate the company. Mail sent to them has been returned as undeliverable.

Due to the status of these IXCs and the Commission's reasonable, though unsuccessful efforts to collect these outstanding fines, we find it appropriate to declare the total \$12,000 owed, as uncollectible.

Based on the foregoing, it is

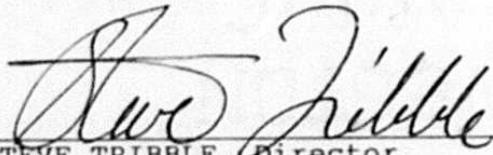
ORDERED by the Florida Public Service Commission that the \$2,000 fine assessed against each interexchange carrier listed in above caption, is hereby determined to be uncollectible. It is further

ORDERED that this account be referred to the Department of Banking and Finance for further collection efforts or for permission to write off the fines as uncollectible. It is further

ORDERED that this docket shall remain open pending notification from the Department of Banking and Finance of its decision in this matter after which this docket shall be closed administratively.

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By ORDER of the Florida Public Service Commission,  
this 13th day of SEPTEMBER, 1989.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

ABG/LS

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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 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 or sewer 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

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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.