

By
6/20

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause)
proceedings for failure to file 1990)
annual reports:)

MTS-TAMPA, INC.)
SUNFOREST COMMUNICATIONS GROUP)

DOCKET NO. 910134-TI
DOCKET NO. 910137-TI
ORDER NO. 24630
ISSUED: 6/6/91

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
J. TERRY DEASON
BETTY EASLEY
GERALD L. GUNTER
MICHAEL MCK. WILSON

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ACK _____
AFA _____
APP _____
CAF _____

ORDER IMPOSING FINES

CMU BY THE COMMISSION:

CTR _____

EAG _____ By Order No. 24247 (the Order), issued March 18, 1991, we
LEG ordered MTS-Tampa, Inc. (MTS-Tampa) and Sunforest Communications
Group (Sunforest) to show cause in writing why a \$1000 fine should
not be assessed against them for violation of Rule 25-24.480,
EIN: _____ Florida Administrative Code (the Rule). The Rule requires each
OPC _____ interexchange carrier (IXC) to file an annual report with the
Commission by January 31 of each year. Both MTS-Tampa and
RCH _____ Sunforest filed their annual reports on February 1, 1991. The
SEC Order stated that the companies could pay the assessed fine or
WAS _____ provide a written response by April 8, 1991.

OTH _____ On April 8, 1991, both MTS-Tampa and Sunforest responded to
the Order from claiming that the reports were completed and mailed
in time to be delivered by the deadline. The companies asked
whether it was possible that the reports were received but not
recorded until February 1. However, in a telephone conversation on
February 4, 1991 with a representative of both companies, our Staff
between the Florida Public Service

DOCUMENT NUMBER DATE
06340 JUN 24 1991
REC-RECORDS/REPORTING

| THIS CHECK IS IN SETTLEMENT OF THE FOLLOWING INDEBTS | | SUNFOREST COMMUNICATIONS GROUP 02-87 | |
|--|--------|---|-------------|
| DATE | AMOUNT | PHONE 888-8217 | 0945 |
| | | 8130 EISENHOWER BLVD., SUITE 354 | |
| | | TAMPA, FL 33634 | |
| | | June 20, 19 91 | |
| | | PAY TO THE ORDER OF FLORIDA PUBLIC SERVICE COMMISSION | \$ 1,000.00 |
| | | ONE THOUSAND AND NO/100 | DOLLARS |
| | | 4800 WEST CYPRESS STREET TAMPA, FLORIDA 33607 | |
| | | FOR 1990 Annual Report Late Filing Fine | |

Barbara R. Planty

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the Order from claiming that the reports were completed and mailed
in time to be delivered by the deadline. The companies asked
whether it was possible that the reports were received but not
recorded until February 1. However, in a telephone conversation on
February 4, 1991 with a representative of both companies, our Staff
explained that all mail received between the Florida Public Service
Commission's official operating hours of 7:45 am and 4:45 pm is
recorded that same day.

MTS-Tampa and Sunforest have held IXC certificates since June
25, 1986, and September 14, 1987, respectively. We believe that as
long as a company holds an IXC certificate it is the company's
responsibility to comply with all Commission rules. Additionally,
all IXCs were notified by letter dated November 16, 1990 and
January 3, 1991, reminding them that the January 31 deadline was

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