

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Cancellation by Florida) DOCKET NO. 951220-TC
Public Service Commission of Pay) ORDER NO. PSC-96-0281-FOF-TC
Telephone Certificate No. 3787) ISSUED: February 26, 1996
issued to Steven Floyd Grooms)
for violation of Rules 25-)
24.515, F.A.C., Pay Telephone)
Service, and 25-4.0161, F.A.C.,)
Regulatory Assessment Fees.)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER IMPOSING FINE OR CANCELLING CERTIFICATE

BY THE COMMISSION:

By Order No. PSC-95-1489-FOF-TC, issued November 30, 1995, we ordered Steven Floyd Grooms, holder of pay telephone certificate number 3787, to show cause why he should not be fined or have his certificate cancelled for violations of Rule 25-24.515, Florida Administrative Code, and Rule 25-4.0161, Florida Administrative Code. Pursuant to the Order, Mr. Grooms had until December 20, 1995 to respond, in writing, to the show cause order. Mr. Grooms did not respond to the order.

Pursuant to the Order, a failure to respond is an admission of all facts contained in the Order and a waiver of a right to a hearing. We, therefore, find that Mr. Grooms violated Rule 25-24.515, Florida Administrative Code at each pay telephone as described in Order No. PSC-95-1489-FOF-TC and waived his right to a hearing. For the violations described in that Order, we order Mr. Grooms to pay a \$500 fine and certify that all of his pay telephones are in compliance with Rule 25-24.515, Florida Administrative Code, within 30 days of the date of this Order. The fine will be forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes.

DOCUMENT NUMBER-DATE

02284 FEB 26 96

FPSC-RECORDS/REPORTING

ORDER NO. PSC-96-0281-FOF-TC
DOCKET NO. 951220-TC
PAGE 2

Order No. PSC-95-1489-FOF-TC also required Mr. Grooms to show cause why he should not be fined \$250 for failure file regulatory assessment fee forms or pay regulatory assessment fees required by Rule 25-4.0161, Florida Administrative Code. On January 17, 1996, Mr. Grooms paid a \$250 fine but did not file the appropriate forms or pay past due regulatory assessment fees. Accordingly, we order Mr. Grooms to file forms and pay regulatory assessment fees as required by Rule 25-4.0161, Florida Administrative Code, within 30 days of the issuance of this Order.

If Mr. Grooms fails to pay a \$500 fine, certify that all of his pay telephones are in compliance with Rule 25-24.515, Florida Administrative Code, and file forms and pay regulatory assessment fees as required by Rule 25-4.0161, Florida Administrative Code, within 30 days of the date of this Order, Certificate No. 3787 will be cancelled. If Mr. Grooms' certificate is cancelled, all local exchange companies are ordered to discontinue service to all pay telephones operated by Mr. Grooms.

It is, therefore,

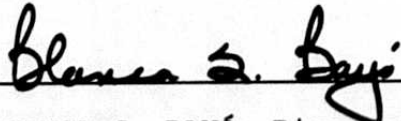
ORDERED by the Florida Public Service Commission that Steven Floyd Grooms pay a \$500 fine, certify that all of his pay telephones are in compliance with Rule 25-24.515, Florida Administrative Code, and file forms and pay regulatory assessment fees as required by Rule 25-4.0161, Florida Administrative Code, within 30 days of the date of this Order. It is further

ORDERED that if Steven Floyd Grooms fails to comply with the terms of this Order, Certificate No. 3787 will be cancelled and all local exchange companies are ordered to discontinue service to all pay telephones operated by Mr. Grooms. It is further

ORDERED that this docket shall be closed upon verification that Steven Floyd Grooms has complied with the terms of this Order or when Certificate No. 3787 is cancelled.

ORDER NO. PSC-96-0281-FOF-TC
DOCKET NO. 951220-TC
PAGE 3

By ORDER of the Florida Public Service Commission, this 26th
day of February, 1996.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

LMB

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, 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.