

July 26, 1996

State of Florida
Public Service Commission
2540 Shumard Oak Blvd.
Capital Circle Office Center
Tallahassee, FL 32399
Attn: Division of Records and Reporting

Re: Docket No. **960627-T1**
Heartline Communications, Inc.

Dear Sir:

Please place the enclosed letter in the docket file of the above-numbered and styled cause

Sincerely,


Jim Mattox

AGH
ATTN: [unclear]
2540 Shumard Oak Blvd.
Capital Circle Office Center
Tallahassee, FL 32399
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DOCUMENT NUMBER-DATE

07918 JUL 30 1996



Jim Mattox
Attorney and Counselor

July 26, 1996

Mr. Scott Edmonds
Division of Legal Services
Public Service Commission
Capital Circle Office Center
2540 Shumand Oak Blvd.
Tallahassee, FL. 32399-0850

VIA FAX (904) 413-6595

Re: Docket No. 960627-T1
Heartline Communications, Inc.

Dear Mr. Edmonds:

Heartline Communications, Inc., has reviewed Staff's concerns with our settlement offer of June 28, 1996. In a spirit of cooperation, without admitting liability or wrongdoing, Heartline would like to propose a resolution of the above numbered and styled cause in the following manner.

Pursuant to Staff's request, Heartline has made a decision to terminate its marketing agents that obtain LOAs through sweepstakes/box programs. Notices were given June 25, 1996. Under contract termination provisions, Heartline will accept no LOAs from the marketing companies after July 31, 1996.

Heartline agrees that it will stay out of the box business for at least two years and will notify Staff if it decides to re-enter the box business. Heartline will submit its marketing materials to the staff at that time.

Heartline does not know at this time how it will market its services in Florida. Heartline agrees that when a new marketing plan is designed for Florida it will be in compliance with all statutes and regulations.

Heartline will provide Staff with the plan. Heartline agrees to pay \$50,000.00 to the Florida Public Service Commission for forwarding to the Office of the Comptroller for deposit in the State General Revenue Fund within 30 days after the date the PSC issues its order accepting the settlement.

Heartline agrees to reimburse any customer that complains for the amount of any charges the LEC billed the customer to change to Heartline or back to the carrier of the customer's choice. Heartline will also reimburse any complaining customer for the difference in usage rates that are higher than those changed by the previous carrier.

We hope that Staff will recommend this proposed settlement to the PSC and will have this case deferred if necessary.

Sincerely,


Jim Mattox



Public Service Commission

ORIGINAL
FILE COPY

-M-E-M-O-R-A-N-D-U-M-

DATE: July 26, 1996
TO: Dr. Mary Bane, Deputy Executive Director/Technical
FROM: Kathryn D. Lewis, Division of Communications *KL*
Scott Edmonds, Division of Legal Services *SE*
RE: Item #18 on 07/30/96 Regular Agenda
Docket No. 960627-TI, Initiation of Show Cause Proceedings Against Heartline Communications, Inc. for violation of Rule 25-4.118, F.A.C., Interexchange Carrier Selection.

RECEIVED
JUL 29 1996

FPSC-RECORDS/REPORTING

Staff received a settlement offer from Heartline today. The offer appears to deal with the concerns staff expressed in its recommendation of July 18, 1996. However, we would like to prepare a separate recommendation on this settlement offer and bring it to the next regular agenda conference. A copy of the settlement offer is attached.

*Recommend approval
MAB*

Attachment

cc: Nancy Pruitt, CAF
Rick Moses, CMU

Jim Mattox
Attorney and Counselor

July 26, 1996

Mr. Scott Edmonds
Division of Legal Services
Public Service Commission
Capital Circle Office Center
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

VIA FAX (904) 413-6595

Re: Docket No. 960627-TT
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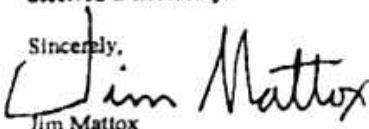
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Sincerely,


Jim Mattox



STATE OF NEW YORK
DEPARTMENT OF LAW
120 BROADWAY
NEW YORK, N.Y. 10271

DENNIS C. VACCO
Attorney General

SHIRLEY F. SARNA
Assistant Attorney General In Charge
Consumer Frauds and Protection Bureau

(212) 416-8334

July 25, 1996

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JUL 27 1996

FPSC-RECORDS/REPORTING

Blanca Bayo
Director of Records
Florida Public Service Commission
2540 Schumard Oak Boulevard
Tallahassee, FL 32399

re: Heartline Communications, Inc.
Docket # 960627 - TI


Dear Ms. Bayo:

This office is in litigation with Heartline Communications, Inc. for slamming and other illegalities. We would therefore appreciate a copy of the public documents in your proceeding against this company.

By separate cover we are forwarding a copy of our pleadings against Heartline to Ms. Kathy Lewis of your agency.

Thank you for your attention and assistance.

Very Truly yours,


Charlie Donaldson
Assistant Attorney General

2/21/97
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