

FLORIDA PUBLIC SERVICE COMMISSION  
Capital Circle Office Center • 2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

MEMORANDUM

JUNE 12, 1997

RECEIVED

JUN 12 1997  
12:20  
FPSC - Records/Reporting

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF COMMUNICATIONS (HAWKINS) *PHH*  
DIVISION OF LEGAL SERVICES (K. PEÑA) *KP MB*

RE: DOCKET NO. 970358-TC - REQUEST FOR CANCELLATION OF PAY  
TELEPHONE CERTIFICATE

AGENDA: 06/24/97 - REGULAR AGENDA

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: S:\PSC\CMU\WP\970358.RCM

CASE BACKGROUND

On June 14, 1995, the Commission issued certificate number 4149 to Jimmy Richard Austin d/b/a E-Z Check Cashing. On December 26, 1995, the Fiscal Division received payment of Regulatory Assessment Fees from Mr. Austin, along with a request for cancellation of the above certificate. Staff in Fiscal Division misplaced the request. In January of this year, an employee resigned from the position that handles these requests. After settling into the position, the new employee found the request in a file and immediately forwarded it to Communications for processing.

DISCUSSION OF ISSUES

ISSUE 1: Should The Commission cancel the pay telephone certificate of Jimmy Richard Austin d/b/a E-Z Check Cashing effective December 26, 1995?

RECOMMENDATION: Yes. The Commission should cancel the pay telephone certificate of Jimmy Richard Austin d/b/a E-Z Check Cashing effective December 26, 1995.

DOCUMENT NUMBER-DATE

05925 JUN 12 97

FPSC-RECORDS/REPORTING

DOCKET NO. 970358-TC  
DATE: APRIL 24, 1997

**STAFF ANALYSIS:** Jimmy Richard Austin d/b/a E-Z Check Cashing complied with Rule 25-24.514(2), Florida Administrative Code, Cancellation of a Certificate states that;

if a certificated company desires to cancel its certificate, it shall request cancellation from the Commission in writing and shall provide the following with its request: (a) statement of intent and date to pay Regulatory Assessment Fee. (b) statement of why the certificate is proposed to be cancelled.

The above certificate holder complied with the provisions of Rule 25-24.514(2) by providing adequate notice in writing of his request for cancellation by stating that the company would no longer have pay phones on his business premises, and by submitting his regulatory assessment fee for 1995. Since the certificate holder voluntarily relinquished his license to operate on December 26, 1995, and submitted all regulatory fees due and owing under the provisions of Section 350.113, Florida Statutes, staff recommends that the Commission should cancel certificate number 4149, effective December 26, 1995, the date of filing the request for cancellation. The certificate holder will not be assessed regulatory assessment fees for 1996 and 1997.

Jimmy Richard Austin d/b/a E-Z Check Cashing	Certificate #4149
---	-------------------

**ISSUE 2:** Should this docket be closed?

**RECOMMENDATION:** Yes.

**STAFF ANALYSIS:** If the Commission approves Issue #1, these dockets should be closed. For each certificate that is cancelled, the serving local exchange company shall be notified by staff to discontinue service to all pay telephones operated by that company or person(s).

DECEMBER 20, 1995

DIV OF RECORDS AND REPORTING  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

TO WHOM IT MAY CONCERN:

ENCLOSED IS MY CERTIFICATE # 4149.

PLEASE CANCEL IT- I AM NO LONGER INTERESTED IN HAVING ANY PAY PHONES IN MY PLACE OF BUSINESS.

ALSO ENCLOSED IS MY CHECK # 3841 IN THE AMOUNT OF \$ 50.00 AND FILLED-IN FORM PSC/CMU-26. I TRUST YOU WILL HANDLE BOTH FOR US.

THANKING YOU IN ADVANCE FOR YOUR TROUBLE, I REMAIN,

VERY TRULY YOURS,

*J. R. Austin*  
JIM AUSTIN, OWNER

E-2 CHECK CASHING  
2001 9 ST W  
BRADENTON, FL 34205

(941) 747-1141

RECEIVED  
FLORIDA PUBLIC  
SERVICE COMMISSION  
1995 DEC 26 AM 11:42  
MAIL ROOM