

ORIGINAL



PENN BOYS LEGEND TELECOM, INC.
17 Funston Street • Hollywood, FL 33023
PO Box 3661
West Hollywood FL
33083 - 3661

DEPOSIT
D052

DATE
DEC 30 1998

Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee FL 32399

RAR ✓
Louis Yambor

32399/0830



Look for blue background on the front of this check and the imageSafe logo on back. If not present, do not cash.

PENN BOYS LEGEND TELECOM, INC.
5617 FUNSTON STREET
HOLLYWOOD, FL 33023
PH. 954-893-7775

1248

DATE 12/15/98

63-4/630 FL 1317

PAY TO THE ORDER OF

FLORIDA Public Service Commission \$ 208.00
two hundred eight dollars 00/100 DOLLARS

NationsBank
NationsBank, N.A.

ACH/R/T 063000047

FOR Doclet #980707 settlement

Norris [Signature]

- ACK _____
- APA _____
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- OTH _____

DOCUMENT NUMBER-DATE

14688 DEC 30 98

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida
Public Service Commission of Pay
Telephone Certificate No. 5002
issued to Penn Boys Legend
Telecom, Inc. for violation of
Rule 25-24.043, F.A.C., Response
to Commission Staff Inquiries,
and Rule 25-24.520, F.A.C.,
Reporting Requirements.

DOCKET NO. 980707-TC
ORDER NO. PSC-98-1544-AS-TC
ISSUED: November 20, 1998

The following Commissioners participated in the disposition of this matter:

JULIA L. JOHNSON, Chairman
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.

ORDER APPROVING SETTLEMENT

On December 25, 1996, this Commission granted Penn Boys Legend Telecom, Inc. (Penn Boys) pay telephone certificate number 5002. By Proposed Agency Action Order No. PSC-98-0904-FOF-TC, issued July 7, 1998, we ordered Penn Boys to pay fines and penalties of \$10,500 for alleged rule violations or have its certificate canceled. On July 27, 1998, Penn Boys filed a timely protest and requested a hearing.

On August 24, 1998, Penn Boys submitted an offer of settlement which is attached and incorporated herein as Attachment A. The offer states as follows:

- (1) Penn Boys has settled the customer complaint which precipitated our discovery of possible rule violations.
- (2) Penn Boys has been reinstated, through the Florida Department of State, as a Florida corporation.
- (3) Penn Boys has provided this Commission with a current address and phone number.

- (4) Penn Boys will make a \$2,500 contribution to the General Revenue Fund of the State of Florida in 12 monthly installments, with no admission of wrongdoing or liability.

We accept Penn Boys' offer of settlement. Penn Boys has been cooperative in resolving the initial complaint and all alleged violations. Therefore, we find the settlement amount of \$2,500 to be fair and reasonable. Accordingly, the offer of settlement by Penn Boys dated August 24, 1998, is approved.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the August 24, 1998, offer of settlement by Penn Boys Legend Telecom, Inc., is hereby approved. It is further

ORDERED that Penn Boys Legend Telecom, Inc., shall remit \$2,500 in twelve equal monthly installments beginning within five days of this Order becoming final. Upon remittance, all payments shall be forwarded to the Office of the Comptroller for deposit in the General Revenue Fund of the State of Florida, pursuant to Section 364.285(1), Florida Statutes. Upon full remittance, this docket may be closed administratively.

By ORDER of the Florida Public Service Commission this 20th day of November, 1998.

/s/ Kay Flynn

KAY FLYNN, Chief
Bureau of Records

This is a facsimile copy. A signed copy of the order may be obtained by calling 1-850-413-6770.

(S E A L)

SOME (OR ALL) ATTACHMENT PAGES ARE NOT ON ELECTRONIC DOCUMENT.

CB

ORDER NO. PSC-98-1544-AS-TC
DOCKET NO. 980707-TC
PAGE 3

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.