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Public Service Commission
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REC'D AND REPORTING
-M-E-M-O-R-A-N-D-U-M-

23

DATE: May 10, 1999

TO: Chairman Joe Garcia
Commissioner J. Terry Deason
Commissioner Susan F. Clark
Commissioner Julia L. Johnson
Commissioner E. Leon Jacobs, Jr.

FROM: Division of Legal Services (Miller) *Jan CB*
Division of Communications (Isler) *Pi*

981436-TC

RE: DOCKET NO. 981615-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 5520 issued to Robert Michael Alley for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

At the April 20th Agenda, you approved a settlement in the above-referenced docket. The company's certificate, however, had been automatically cancelled on March 9, 1999. When staff brought the settlement recommendation to agenda, we inadvertently failed to request that the certificate be reinstated.

Staff has filed a recommendation for the May 18th Agenda to reinstate the certificate. The Order Approving Settlement, due to be filed May 10th, will not be filed until after the May 18th Agenda.

If you have any questions concerning this memorandum, please call John Miller or Paula Isler.

- AFA _____
- APP _____
- CAF _____ JM/anr
- CMU _____ cc: Division of Records and Reporting
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REC'D-REPORTING



Public Service Commission

RECEIVED - FPSC

MAY 11 AM 7:38

REC'D AND REPORTING
-M-E-M-O-R-A-N-D-U-M-

C 9

DATE: May 10, 1999

TO: Chairman Joe Garcia
 Commissioner J. Terry Deason
 Commissioner Susan F. Clark
 Commissioner Julia L. Johnson
 Commissioner E. Leon Jacobs, Jr.

FROM: DIVISION OF LEGAL SERVICES (Peña) *comp CB*
 DIVISION OF COMMUNICATIONS (Isler) *Pis*

RE: DOCKET NO. 981436-TC (Item 19 - 04/20/99 Agenda Conference) - CANCELLATION BY FLORIDA PUBLIC SERVICE COMMISSION OF PAY TELEPHONE CERTIFICATE NO. 5356 ISSUED TO N.T. ENTERPRISE GROUP, INC. D/B/A HARRIS & CO THE RESTAURANT FOR VIOLATION OF RULE 25-4.0161, F.A.C., REGULATORY ASSESSMENT FEES; TELECOMMUNICATIONS COMPANIES

At the April 20, 1999, Agenda Conference, the Commission approved the involuntary cancellation of the certificate in the above-referenced docket. On April 23, 1999, the company provided staff with a copy of the request for voluntary cancellation, dated October 25, 1998. Although we have no record of receiving this correspondence at the time specified on the request, the company has provided staff with the required proof of the request for cancellation.

Staff has filed a recommendation for the May 18, 1999, Agenda Conference to address the company's request for voluntary cancellation of the certificate.

For the reasons described above, the Order involuntarily canceling the certificate, due to be filed on May 10, 1999, will not be issued. Upon the disposition of this matter on the May 18th Agenda, an order consistent with the Commission's decision will be issued.

Should you have any questions concerning this memorandum, please contact Kim Peña or Paula Isler.

cc: Division of Records and Reporting (S. Moses)
 Division of Legal Services (Peña)
 Division of Communications (Isler)