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FLORIDA PUBLIC
SERVICE COMMISSION

FLORIDA PUBLIC SERVICE COMMISSION

99 AUG -1 PM 2:21

COMMISSION CONFERENCE AGENDA

990756

CONFERENCE DATE AND TIME: July 27, 1999, 9:30 a.m.

LOCATION: Room 148, Betty Easley Conference Center

DEPOSIT DATE
DATE ISSUED: July 16, 1999
D180 AUG 03 1999

NOTICE

Persons affected by Commission action on certain items on this agenda for which a hearing has not been held (other than actions on interim rates in file and suspend rate cases) will be allowed to address the Commission when those items are taken up for discussion at this conference. These items are designated by double asterisks (**) next to the agenda item number. Persons wishing to be heard by the Commission should sign the Appearance Register, which is located on a table immediately inside the hearing room door, and should be present at the beginning of the Agenda Conference as items may be taken out of order.

- AFA _____
- APP _____
- CAF _____
- CMU H
- CTR _____
- EAG _____
- LEG H
- MAS _____
- OPC _____
- RRR _____
- SEC H
- WAW _____
- OTH _____

Included in the above category are items brought before the Commission for tentative or proposed action which will be subject to requests for hearing before becoming final. These actions include all tariff filings, items identified as proposed agency action (PAA), show cause actions and certain others.

To obtain a copy of staff's recommendation for any item on this agenda, contact the Division of Records and Reporting at (850) 413-6770. There may be a charge for the copy. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.scri.net/psc>, at no charge.

Any person requiring some accommodation at this conference because of a physical impairment

RAR
Elsam Johnson

007-040
390 North Orange Ave.
Orlando, Florida 32801

Barnett

Security enhanced document. See back for details.

4387

63-318/631-40

SYNCOM COMMUNICATIONS
488 SHORT PINE CIRCLE
ORLANDO, FL 32807
PH. 407-380-1500

DATE 7/29/99

PAY TO THE ORDER OF One Hundred & 00/100 DOLLARS \$ 100.00

Public Serv Commission

THIS CHECK IS DELIVERED FOR PAYMENT ON THE FOLLOWING ACCOUNTS

ACCOUNT NUMBER	DATE

DOCUMENT NUMBER - DATE
09160 AUG-38

Docket # 990756-TC Jessam Monte

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Any person requiring some accommodation at this conference because of a physical impairment should call the Division of Records and Reporting at (850) 413-6770 at least 48 hours before the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD). Assistive Listening Devices are available in the Division of Records and Reporting, Betty Easley Conference Center, Room 110.

*RAR
E22me
Johnson*

An audio version of the conference is available on the PSC HomePage, and can be accessed live on the day of the Conference or through archive storage up to six months afterward. The Florida Channel also broadcasts a live or tape-delayed video transmission on The Florida Channel via your local cable station and on satellite Telestar 4, Channel 13 (T4, 13).

Agenda for
Commission Conference
July 27, 1999

ITEM NO.

CASE

17**

DOCKET NO. 990756-TC - Initiation of show cause proceedings against Teresa M. Monte d/b/a Syncom Communications for apparent violation of Rule 25-24.515, F.A.C., Pay Telephone Service.

Critical Date(s): None

Commissioners Assigned: Full Commission
Prehrg Officer ADM

Staff: LEG: D. Clemons
CMU: T. E. Johnson

Issue 1: Should the Commission accept the settlement offer proposed by Teresa M. Monte d/b/a Syncom Communications (Syncom) to resolve the apparent violation of Rule 25-24.515, Florida Administrative Code, Pay Telephone Service?

Recommendation: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within ten business days from the issuance date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes.

Issue 2: Should this docket be closed?

Recommendation: No. With the approval of Issue 1, this docket should remain open pending remittance of the \$100 voluntary contribution. Upon remittance of the settlement payment, this docket should be closed. If the company fails to pay in accordance with the terms of the settlement offer, the monetary settlement will be forwarded to the Comptroller's office for collection, and this docket will be closed.

MAILROOM

99 AUG -1- AM 11:18

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26 -

From: Pat Page
To: Elaine Johnson
Subject: fwd: Check

===NOTE=====8/03/99==8:42am==

Is it OK to deposit a \$100 check from
Syncom Communications, Docket #990756? No
Order, just voted on.

Fwd=by:=Elaine=Johnso=8/03/99==9:12am==
Fwd to: Pat Page

.....
Yes, thank you.



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

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

DATE: JULY 15, 1999

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

FROM: DIVISION OF LEGAL SERVICES (D.CLEMONS)
DIVISION OF COMMUNICATIONS (T.E.JOHNSON)

RE: DOCKET NO. 990756-TC - INITIATION OF SHOW CAUSE PROCEEDINGS AGAINST TERESA M. MONTE d/b/a/ SYNCOM COMMUNICATIONS FOR APPARENT VIOLATION OF RULE 25-24.515, FLORIDA ADMINISTRATIVE CODE, PAY TELEPHONE SERVICE

AGENDA: 07/27/99 - REGULAR AGENDA - SHOW CAUSE - INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\CMU\WP\990756.RCM

CASE BACKGROUND

- October 30, 1998 - Teresa M. Monte d/b/a Syncom Communication's 1998 regulatory assessment fee return reported gross intrastate revenues of \$20,783.21 and 33 pay telephones in operation.
- February 16, 1999 - Staff performed a routine service evaluation of a pay telephone station and found an apparent violation as presented in Attachment A (Page 4).
- March 8, 1999 - Staff received a Service Violation Correction Form from Teresa M. Monte d/b/a Syncom Communication signifying that all apparent violations were corrected.
- April 21, 1999 - Staff reevaluated the pay telephone station and again found the same violation as presented in Attachment A.

- June 14, 1999 - Staff opened this docket to investigate whether Teresa M. Monte d/b/a Syncom Communications should be required to show cause why it should not be fined or have its certificate canceled.
- July 8, 1999 - Syncom Communications submitted an offer to settle this case. (Attachment B, Page 5)

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission accept the settlement offer proposed by Teresa M. Monte d/b/a Syncom Communications (Syncom) to resolve the apparent violation of Rule 25-24.515, Florida Administrative Code, Pay Telephone Service?

RECOMMENDATION: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within ten business days from the issuance date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. (T.E. Johnson)

STAFF ANALYSIS: Staff performed a service evaluation of a pay telephone station on February 16, 1999. Through written correspondence, staff notified Syncom of the apparent violation.

Staff performed a reevaluation of the same pay telephone station on April 21, 1999. Although Syncom reported that the violation had been corrected, the table provided as Attachment A (page 4) depicts the apparent rule violation that was a repeat of a violation observed during the initial evaluation.

Based on the showings of the reevaluation that the pay telephone station exhibited the same apparent violation, staff opened this docket to investigate whether Syncom should be required to show cause why it should not be fined \$100 or have its certificate canceled, pursuant to Section 364.285, Florida Statutes.

On June 30, 1999, Syncom contacted staff to discuss the method for settlement of this case. On July 8, 1999, Syncom submitted its offer to settle provided as Attachment B, (Page 5). In its settlement offer, Syncom agreed to do the following:

DATE: JULY 15, 1999

- Syncom will voluntarily pay \$100 to the General Revenue Fund.
- Syncom will perform routine inspections of all its pay telephone stations to ensure compliance with Commission rules.

Staff supports Syncom's offer to conduct a thorough inspection of all its pay telephones to ensure compliance with Commission rules. By initiating this action Syncom has created a proactive approach to compliance rather than a reactive response to staff's inquiries.

Any contribution should be received by the Commission within ten business days from the issuance date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. Staff believes the terms of the settlement agreement as summarized in this recommendation are fair and reasonable, and we support the voluntary contribution to the General Revenue Fund.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: No. With the approval of Issue 1, this docket should remain open pending the remittance of the \$100 voluntary contribution. Upon remittance of the settlement payment, this docket should be closed. If the company fails to pay in accordance with the terms of the settlement offer, the monetary settlement will be forwarded to the Comptroller's office for collection, and this docket will be closed. (D.CLEMONS)

STAFF ANALYSIS: This docket should remain open pending the remittance of the \$100 voluntary contribution. Upon remittance of the settlement payment, this docket should be closed. If the company fails to pay in accordance with the terms of its settlement offer, the monetary settlement will be forwarded to the Comptroller's office for collection, and this docket closed.

DOCKET NO. 990756-1C
DATE: JULY 15, 1999

ATTACHMENT A

Pay Telephone Station Number	Rule 25-24.515(3), Florida Administrative Code
	Automatic Coin Return Does Not Function Properly
407-380-1347	X