

ORIGINAL



Public Service Commission

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

DATE : November 11, 1999
 TO : Chairman Joe Garcia
 FROM : Lee Fordham, Division of Legal Service *v.s.f. DMC PK*
 Kelly Biegalski, Division of Telecommunications *RK RW*
 RE : Docket No. 991402-TI - Initiation of show cause proceedings against U.S. Republic Communications, Inc. for unlawful billing practices in violation of Section 364.10(1) and Section 364.604(2), F.S.

NOVEMBER 16, 1999, AGENDA CONFERENCE - ITEM 7 - REQUEST FOR DEFERRAL

On November 10, 1999, staff received a request for deferral of Docket No. 991402-TI from U.S. Republic Communications, Inc. In addition, U.S. Republic submitted a settlement offer which is currently being evaluated by staff. Staff's initial assessment is that U.S. Republic's settlement proposal may adequately serve to resolve the issues of the show cause proceedings. In view of U.S. Republic's request for deferral (attached) and its submission of a proposed settlement offer, staff supports the request for deferral. Staff will reschedule this item for the November 30, 1999 Agenda Conference.

cc: Division of Legal Services
 Division of Telecommunications

*Recommend approval
 MAB.*

- AFA _____
- APP _____
- CAF _____
- GMU _____
- CTR _____
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- MAS _____
- OPC _____
- PAI _____
- SEC /
- WAW _____
- OTH _____

DOCUMENT NUMBER-DATE

14288-99

US Republic

communications, inc.

November 10, 1999

VIA FACSIMILE (850) 413-6547

Ms. Kelli Biegalski
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

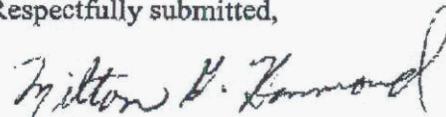
Re: Docket No. 99104-TI; REQUEST FOR DEFERRAL

Dear Ms. Biegalski:

In light of U.S. Republic Communications, Inc's stated desire to enter into good faith negotiations to resolve this matter, REQUEST IS HEREBY MADE for a deferral of the current docket setting in this matter. The current setting is November 16, 1999 at 9:30 to consider Staff's recommendation on a show cause order. We ask that the docket be deferred to a later date for the sole purpose of considering US Republic's offer in compromise of this matter. In conjunction with this request for deferral, we also respectfully request that no show cause order be considered without prior notice and opportunity to appear or without a finding that settlement negotiations are not proceeding in good faith.

Please advise as soon as possible whether this deferral will be granted, and if granted the date, time, and agenda of the new docket setting.

Respectfully submitted,



Milton G. Hammond
Legal Counsel