

Pay Telephone Service Provider Regulatory Assessment Fee Return

RECEIVED For the Yrs of 92, 94, 95, 98, 99 & 2000
Florida Public Service Commission

STATUS:

- Actual Return
- Estimated Return
- Amended Return

PERIOD COVERED:

01/01/1999 TO
12/31/1999

*P. Isler
R & R*

TD645 00 MAY 11 AM 11:12
Sunshine Shell
880 West Sunshine Blvd
Ft. Lauderdale, FL 33324
DEPOSIT DATE 240
D204 MAY 16 2000

FOR PSC USE ONLY
Check # 9550749366
\$ 134.93 9550749366
\$ 30.66 0603002
\$ 11.00 P 0603002 004011
Postmark Date 5/9/00
Initials of Preparer MC

Please Complete Below If Official Mailing Address Has Changed

(Name of Company)

(Address)

(City/State)

(Zip)

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Operating Revenue (Florida)	\$ 8950
2.	Gross Intrastate Revenue	3155
3.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	(3171)
4.	TOTAL REVENUES for Regulatory Assessment Fee Calculation (Line 2 less Line 3)	\$ 8933 ³³
5.	Regulatory Assessment Fee Due - (Multiply Line 4 by 0.0015)	13 ³⁹
6.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	

FA
APP
AF
M
TR
EAG
EG
MAG
DPC
RBD
SEC
NAW
TH

193653
95507493664

TravelersExpress. INTERNATIONAL MONEY ORDER 05/07/00 25-53/919
9550749365
MONEY ORDER
IMPORTANT - SEE BACK BEFORE CASHING
PAY TO THE ORDER OF: PUBLIC SERVICE COMPANY
PURCHASER: *[Signature]*
ONE HUNDRED ****
TWENTY-SIX *****
DOLLARS AND CENTS

TravelersExpress. INTERNATIONAL MONEY ORDER 05/07/00 25-53/919
9550749366
MONEY ORDER
IMPORTANT - SEE BACK BEFORE CASHING
PAY TO THE ORDER OF: PUBLIC SERVICE COMPANY
PURCHASER, SIGNER FOR DRAWER: *[Signature]*
PURCHASER, BY SIGNING YOU AGREE TO THE SERVICE CHARGE AND OTHER TERMS ON THE REVERSE SIDE
ADDRESS:
FIFTY DOLLARS **
00 CENTS *****
PAY ONLY
THIS AMOUNT
25507904990004
0523400128084366

back)
\$
MINIMUM 50
ANNUAL FEE IS \$50
AMOUNT OF REVENUES REPORTED
DOCUMENT NUMBER DATE
4 05025 MAY 16 00
best of my knowledge and belief the above
truly makes a false statement in writing with
second degree.
56130 (Date)
Fax Number

Martha Coggins

From: Paula Isler
Sent: Tuesday, May 16, 2000 8:16 AM
To: Martha Coggins
Subject: Docket No. 992009-TC; Sunshine Shell (TD645)

Hi Martha. I received your voice mail message that you received two money orders -- one for \$126.59 and the other for \$50.00. I show that Sunshine Shell owes \$126.59, which is broken down as follows.

1992 - \$5.28 penalty and \$1.06 interest
1994 - \$5.00 penalty and \$1.00 interest
1995 - \$1.65 penalty and \$1.00 interest
1998 - \$34.93 RAF, \$8.73 penalty, and \$5.94 interest
1999 - \$50.00 RAF, \$10.00 penalty, and \$2.00 interest

TOTALS - \$84.93 RAF, \$30.66 penalty, and \$11.00 interest

I do not know what the extra \$50 is for. I guess Admin could give him a call and ask if he wants it to go toward the 2000 or return it to him. Let me know if you need anything else.



Public Service Commission

2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

FOR YOUR INFORMATION

DATE: May 2, 2000
TO: Reuven Zfat, Owner
FROM: *Pxi* Paula Isler, (850) 413-6502-voice; 413-6503-fax; internet address is:
pisler@psc.state.fl.us
RE: Docket No. 992009-TC; Sunshine Shell

This is a follow up to our telephone conversation concerning the above docket. The regulatory assessment fee (RAF) is due each year by January 30 for the previous year, unless the 30th falls on a weekend, then the due date is the next working day. For example, the 1998 fee was due February 1, 1999 and the 1999 fee was due January 31, 2000.

Commission records show that on March 23, 1999, you paid \$15.07, instead of the minimum \$50.00. I called you on September 23, 1999 and advised of the balance. You asked me to fax you a bill and advised that you would pay it upon receipt. I faxed the information on the same date. As of this date, our records do not show that the 1998 balance, plus accrued penalty and interest charges, has been paid. The total past due amount due is \$126.59 (breakdown attached). The 1999 RAF return is attached. It should be completed and returned, along with your check.

In addition, if the company wishes to keep its certificate active, it needs to make a settlement offer to resolve this docket. In other similar cases dealing with this rule violation, the Commission has accepted a \$100 settlement in lieu of the \$500 fine imposed. The settlement letter needs to include the following:

- Docket number;
- Enclose a check for the past due amount;
- Statement that it has taken steps to prevent future late payments of the regulatory assessment fees; and
- Make a specific monetary settlement.

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Any settlement offer should be addressed to Ms. Blanca Bayó, Director, Division of Records and Reporting, Florida Public Service Commission, at the above address. The proposed settlement amount should not be paid at this time. It will become due after the Commissioners vote on this issue.

Order No. PSC-00-0822-PAA-TC provides that you must respond in writing by May 17, 2000. If you have any questions, please let me know.

I WILL MAKE SURE
ALL SETTLEMENTS WILL
BE PAID ON THE
RIGHT TIMING
THANKS OWNER ~~OF~~

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

TD 645

In re: Cancellation by Florida Public Service Commission of Pay Telephone Service Certificate No. 1788 issued to Sunshine Shell for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 992009-TC
ORDER NO. PSC-00-0822-PAA-TC
ISSUED: April 26, 2000

The following Commissioners participated in the disposition of this matter:

- JOE GARCIA, Chairman
- J. TERRY DEASON
- SUSAN F. CLARK
- E. LEON JACOBS, JR.
- LILA A. JABER

RAI = $\frac{58}{34.93}$
PTE 6.00

NOTICE OF PROPOSED AGENCY ACTION
ORDER IMPOSING FINE AND REQUIRING PAYMENT OF REGULATORY ASSESSMENT FEES, OR CANCELING PAY TELEPHONE CERTIFICATE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

Sunshine Shell currently holds Certificate of Public Convenience and Necessity No. 1788, issued by the Commission on December 24, 1987, authorizing the provision of Pay Telephone service (PATS). The Division of Administration advised our staff by memorandum that Sunshine Shell had not paid the Regulatory Assessment Fees (RAFs) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, for the year 1999 and the balance of 1998. Also, accrued statutory penalties and interest charges for late RAFs payments for the years 1992, 1994, 1995, 1998, and 1999 had not been paid.

Pursuant to Section 364.336, Florida Statutes, certificate holders must pay a minimum annual RAF of \$50 if the certificate was

active during any portion of the calendar year. Pursuant to Rule 25-4.0161 (2), Florida Administrative Code, the form and applicable fees are due to the Florida Public Service Commission by January 30 of the subsequent year. All entities that apply for certification receive a copy of our rules governing PATS service. All applicants must attest that these rules have been received and understood by the applicant and an affidavit must be attached to the application in order for the application to be processed.

Pursuant to Section 350.113(4), Florida Statutes, the RAFs forms, for the period of January 1, through December 31, are mailed to the entities at least 45 days prior to the date that payment of the fee is due. Sunshine Shell has been given adequate opportunity to pay. As of the date of this vote, Sunshine Shell has not paid the required fees.

For the reason described above, pursuant to Rule 25-24.514(1)(b) and (c), Florida Administrative Code, we find it appropriate to cancel Sunshine Shell's certificate for failure to comply with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, unless Sunshine Shell pays a \$500 fine and remits all past due RAFs, along with statutory penalties and interest charges, to the Florida Public Service Commission. Sunshine Shell must comply with these requirements within five business days after the issuance of the Consummating Order. The fine will be remitted to the Comptroller for deposit in the State of Florida General Revenue Fund, pursuant to Section 364.285 (1), Florida Statutes.

When the appropriate fees, statutory penalties, interest charges, and fine are received, this Docket shall be closed. Should Sunshine Shell fail to comply with this Order within five business days after the issuance of the Consummating Order, Sunshine Shell shall have its certificate canceled administratively, and the Docket shall be closed. The cancellation of the certificate and the closing of the Docket in no way diminishes Sunshine Shell's obligation to pay applicable delinquent RAFs, statutory penalties, and interest charges.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Sunshine Shell must pay the past due Regulatory Assessment Fees, statutory penalties, interest charges, and a \$500 fine to the Florida Public Service Commission for failure to comply with Section 364.336,

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Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, within five business days after the issuance of the Consummating Order. The fine will be transmitted to the Comptroller for deposit in the State of Florida General Revenue Fund. It is further

ORDERED that should Sunshine Shell fail to comply with this Order, Sunshine Shell's Certificate No. 1788 shall be canceled, and the Docket shall be closed. It is further

ORDERED that the cancellation of the certificate and the closing of the docket in no way diminishes Sunshine Shell's obligation to pay applicable delinquent Regulatory Assessment Fees, statutory penalties, and interest charges. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed upon payment of the fine, and fees, or upon cancellation of the certificate.

By ORDER of the Florida Public Service Commission this 26th day of April, 2000.

/s/ Blanca S. Bayó
BLANCA S. BAYÓ, Director
Division of Records and Reporting

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

(S E A L)

KMP

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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 that is available under Section 120.57, 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 will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on May 17, 2000.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.