

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date 9/8/00

Docket No. 001350-TC

1. Division Name/Staff Name Division of Regulatory Oversight/McCoy
2. OPR DM Division of Regulatory Oversight/McCoy
3. OCR Legal Services
4. Suggested Docket Title Request for Cancellation of Pay Telephone Certificate No. 6015 by Harry Leyava III d/b/a P.M. Company, effective 3/2/99.

5. Suggested Docket Mailing List (attach separate sheet if necessary)

- A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, as shown in Rule 25-22.104, F.A.C.
- B. Provide COMPLETE name and address for all others. (Match representatives to clients.)

1. Parties and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

2. Interested Persons and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

6. Check one:

- Documentation is attached.
 Documentation will be provided with recommendation.

I:\PSC\RAR\WP\ESTDKT.

PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE

11154 SEP-88

FPSC-RECORDS/REPORTING

COMPANY IDENTIFICATION

Printed on 09/07/2000 at 10:49:32 by TUM

Complete Name: Harry Leyava III d/b/a P.M. Company

Mailing Name: P.M. Company

Company Code: TG485

FEID Number:

COMPANY INFORMATION

Address Line 1: 9081 Horizon Drive

Address Line 2:

City: Spring Hill

State: FL

Zip Code: 34608-5956

Reg. Date: 03/02/1999

Inactive Date:

Transferred To:

Trans. From:

Certificate 1: 6015

Certificate 2:

Corporate Type:

Service 1: PAT - Pay Telephone

Service 2:

Service 3:

Service 4:

Class (WAN):

Phone Count:

County 1:

County 2:

County 3:

County 4:

Harry Leyava III d/b/a P.M. Company

ok 4/25/02

Company Code: TG485

Certificate No(s): 8015

<p>Physical Location: 9081 Horizon Drive Spring Hill, FL 34608-5356</p>	<p>ENTER CORRECTIONS BELOW:</p> <p><i>PLEASE REMOVE MY NAME FROM</i></p>
<p>Mailing Address: 9081 Horizon Drive Spring Hill, FL 34608-5356</p>	<p><i>DIRECTORY - I HAVE NOT AND WILL NOT BE IN THE PAY PHONE BUSINESS</i></p>
<p>Liaison Officer(s): 1. Harry Leyava III, Owner, (352) 686-7175 2. Name, Title, Phone number</p>	<p><i>Harry Leyava III</i></p>
<p>Fax No(s): Fax 1, Fax 2 E-mail address: harylee@gate.net Web address: Federal Employee ID No.:</p>	<p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>

IMPORTANT NOTES

The following section is applicable **ONLY** to companies with d/b/a as part of their official company name.

All official correspondence is addressed to the "Mailing Name" of regulated companies. The "Mailing Name" is the last d/b/a of the company's official name. Our records reflect the mailing name shown below for your company. If you prefer to receive official correspondence in another mailing name, please make the change in the space provided. The name can be no longer than 58 characters (including spaces) and **MUST** be part of the official company name.

*No Reg. To Cancel
need memo*

MAILING NAME:

P.M. Company

COMPLETED BY: _____ **DATE:** _____

2/1/00
994

COMPANY NAME: Harry Leyava III d/b/a P.M. Company CO. CODE: TG485

COMPANY LIAISON: Same, owner

DOCKET NO.: _____ CERTIFICATE NO.: 6015 EFFECTIVE: 03/02/99

DATE USFS RETURNED RECEIPT: _____

DATE USFS RETURNED ENVELOPE: _____

DATE OF ADMIN'S MEMO: _____

DATE OF RAR'S MEMO: _____

YEAR(S) RAPS NOT PAID: 1999, 2000

YEAR(S) PENALTIES & INTEREST NOT PAID: 1999

OTHER RAP INFO: _____

DATE LOTUS CHECKED FOR PAYMENT: _____

OTHER INFORMATION

04/05/00 - Memo from RAR to Jackie Gilchrist concerning note from company
with what appears to be a request for cancellation.

07/13/00 - Toni McCoy forwarded the memo to me for handling.

07/19/00 - Wrote company and advised to pay 1999 and either pay 2000 fee or
provide date certain it would be paid. Response due 08/03/00.

7/27/00 - H.L. called @ 3:21 & left v/m msg.
352-6666-7175.

- Called @ 4:30 pm. He will pay '99 & '00
fees so the cert. will be cancelled.

8/28/00 - Company paid 1999 & 2000 RAPS in full.
8/29/00 - Forwarded to Jackie Gilchrist, ACD, to open
docket

CK1813

RECEIVED \$100.00-R
FLORIDA PUBLIC SERVICE COMMISSION 12.50-P
3.50-I
00 AUG 28 AM 9:33
8/25/00

Harry Leyava III d/b/a P.M. Company
PATS Certificate No. 6015 (TG485)

Year	Fee	Penalty	Interest	MAIL ROOM Notes
1999	\$50.00	\$12.50	\$3.00	A total of \$65.50 is due if paid by July 31, 2000 . A total of \$66.00 (penalty - \$12.50 and interest \$3.50) if postmarked by August 31, 2000.
2000	\$50.00	N/A	N/A	The 2000 fee must be paid now or you must provide a date certain that it will be paid.
Totals	\$100.00	\$12.50	\$3.00	<u>Total due is \$115.50</u> Total past due is \$65.50.

P. Isler
ROR

Cancelled July - 2000
P. Isler

DEPOSIT DATE
D354 * AUG 30 2000

SUSAN D. LEYAVA
HARRY LEYAVA III
9081 HORIZON DR
SPRING HILL, FL 34608-5356

63-1269/631
02111904954

1813

DATE: Aug 25-2000

PAY TO THE ORDER OF: Public Service Commission \$ 116

One Hundred & Fifteen Dollars DOLLARS

The Huntington National Bank
Orlando, Florida 32801

Huntington Bank

MEMO

[Signature]

66
50
116

paid ch # 1813
8-25-200

Paula Isler

From: Paula Isler
Sent: Tuesday, August 29, 2000 11:16 AM
To: Kay Flynn
Cc: Jackie Gilchrist
Subject: RE: TG485

Yes, the mail was just delivered to me. I have the file, including his original request for cancellation, so I will forward it to Jackie Gilchrist so that the docket can be opened now that he has paid in full.

-----Original Message-----

From: Kay Flynn
Sent: Tuesday, August 29, 2000 11:13 AM
To: Paula Isler
Subject: RE: TG485

Do you have a copy now? He didn't write a letter (we didn't get one, anyway). He wrote a check for \$116.

-----Original Message-----

From: Paula Isler
Sent: Tuesday, August 29, 2000 9:17 AM
To: Kay Flynn
Subject: RE: TG485

I wrote the company 7/19 and advised him to pay the past due amount of \$66.00 for 1999 RAs AND provide a date that he would pay the 2000 fee, OR pay the total of \$116 for 1999 and 2000. So, depending on exactly what he paid will depend on how we handle his request for cancellation. Let me know how much he sent and if he wrote a letter. Thanks.

-----Original Message-----

From: Kay Flynn
Sent: Tuesday, August 29, 2000 9:14 AM
To: Paula Isler
Subject: TG485

Paula, we received a copy of the check from this company, payment for RAs and P&I. "Cancelled July 2000" is written on the form that came with the check. Is this a request from the company to cancel their cert? Are you going to open a docket?

Kay Flynn
Division of Records and Reporting
Florida Public Service Commission
(850) 413-6744
kflynn@psc.state.fl.us

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER



DIVISION OF COMPETITIVE SERVICES
WALTER D'HAESELEER
DIRECTOR
(850) 413-6600

Public Service Commission

July 19, 2000

Mr. Harry Leyava III d/b/a
P.M. Company
9081 Horizon Drive
Spring Hill, FL 34608-5356

Dear Mr. Leyava:

The Division of Records and Reporting forwarded a copy of its annual request for updated reporting requirements, which your company returned with what appears to be a request for cancellation. There are two kinds of cancellations. The first is voluntary, which is normally granted if the company is in good standing with the Commission and does not have a past due balance of the regulatory assessment fee (RAF), including statutory penalty and interest charges. The other is involuntary. If a company is not in good standing and has an outstanding balance of the RAF, the Commission normally grants the cancellation on its own motion for a rule violation. The certificate is cancelled and any balance owed is forwarded to the Comptroller's Office for collection.

The regulatory assessment fee is assessed if a certificate is active for any one day during a calendar year. The RAF is due by January 30 of each year, unless the 30th falls on a weekend, then the fee is due by the next working day, for the previous year.

According to Commission records, your company has an outstanding balance of the RAF and/or penalty and interest charges. A breakdown of the charges is attached. Depending upon when your check is postmarked, penalty and interest charges could continue to accrue.

The effective date of a voluntary cancellation is the date that the Commission received a company's request for cancellation. In this case, the Commission did not receive your request until 2000, therefore, you will owe the 2000 RAF, even if you are no longer in business or, in fact, never went into business. You must pay the 2000 RAF or provide a date certain that it will be paid. For example, within 30 days after the Commission Order is issued granting the voluntary cancellation.

Therefore, based on the above information, I cannot recommend a voluntary cancellation of your certificate unless the past due balance is paid. Please respond in writing within 15 days from the date of this letter and let me know how you wish to proceed. In the meantime, if you have any

Mr. Harry Leyava III d/b/a
Page 2
July 19, 2000

questions, just let me know. I can be reached at (850) 413-6502-voice, (850) 413-6503-fax, by internet e-mail at pisler@psc.state.fl.us, or at the above address.

Sincerely,



Paula J. Isler, Research Assistant
Bureau of Service Quality & Compliance

Enclosures

25-24.514 Cancellation of a Certificate.

(1) The Commission may cancel a company's certificate for any of the following reasons:

- (a) Violation of the terms and conditions under which the authority was originally granted;
- (b) Violation of Commission rules or orders;
- (c) Violation of Florida Statutes; or,
- (d) Failure to provide service for a period of six (6) months.

(2) If a certificated company desires to cancel its certificate, it shall request cancellation from the Commission in writing and shall provide the following with its request.

- (a) Statement of intent and date to pay Regulatory Assessment Fee.
- (b) Statement of why the certificate is proposed to be cancelled.

(3) Cancellation of a certificate shall be ordered subject to the holder providing the information required by subsection (2).

Specific Authority 350.127(2) FS.

Law Implemented 320.113, 350.127(1), 364.03, 364.283, 364.337, 364.345 FS.

History—New 1-5-87.

Harry Leyava III d/b/a P.M. Company
 PATS Certificate No. 6015 (TG485)

Year	Fee	Penalty	Interest	Notes
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2000	\$50.00	N/A	N/A	The 2000 fee must be paid now or you must provide a date certain that it will be paid.
Totals	\$100.00	\$12.50	\$3.00	<u>Total due is \$115.50</u> Total past due is \$65.50.

RAF ACCOUNT

Printed on 07/19/2000 at 09:48:40 by PJI

P.M. Company (TG485)

Period Covered: 01/01/1999-12/31/1999	Actual Return: Yes	Operating Revenue:	\$0.00
Service: PAT	Received RAF Form: No	Interstate Revenue:	\$0.00
Due Date: 07/31/2000	Payment Plan: No	Net RAF Due:	\$0.00
Postmark Date: / /	Extension: No	Refund Issued:	\$0.00
Satisfied: No	RAF Rate:	Fine Paid:	\$0.00
DESCRIPTION	AMOUNT DUE	AMOUNT PAID	AMOUNT OWED
RAF	\$0.00	\$0.00	\$0.00
Penalty	\$0.00	\$0.00	\$0.00
Interest	\$0.00	\$0.00	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Additional Payment	\$0.00	\$0.00	\$0.00
Total	\$0.00	\$0.00	\$0.00



Public Service Commission

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

DATE: April 5, 2000
TO: Jackie Gilchrist, Division of Communications
FROM: Nonnye Grant, Division of Records and Reporting *ni*
RE: Responses to "Update Letters" - Cancellations

Recently mailed out my request for "updated information" from all the Companies/Utilities under the FPSC jurisdiction and they are currently being returned. The following companies responded by indicating on the letter that their company is longer in business or they are requesting that their certificate be canceled:

1. Alex Levy - TG618 with attachment ~~TELEPHONE~~
2. Harry Leyava III d/b/a P.M. Company - TG485
3. Hogue, Inc. - TG515 with attachment
4. Payphone Communications, Inc. - TG504
5. Rack-N-Q Billiards - TE784
6. Reliable Telephone Company - TF693
7. Samuel R. Schonwetter - TG138
8. TelSouth Incorporated of N.C. - TG322
9. William A. Redditt Jr. - TG517
10. Wireless One Network, L.P. d/b/a Cellular One of Southwest Florida - TX102
11. Wireless One Network, L.P. d/b/a Cellular One of Southwest Florida - TI662

Application for certificate to provide alternative

Forwarding copy of my "updated information" for the above companies for your information and further handling. Have checked and until a docket is opened on their requests for cancellation and an order is issued acknowledging their request, they will remain as they were originally certificated under.

Thanking you in advance for your help.

/nbg
Attachments (11)