



Public Service Commission

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RECORDS AND REPORTING

DATE: OCTOBER 26, 2000

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

FROM: DIVISION OF COMPETITIVE SERVICES (ISLER) *Pij*
DIVISION OF LEGAL SERVICES (DANDELAKE) *W*
C. E.

RE: DOCKET NO. 001099-TC - CANCELLATION BY FLORIDA PUBLIC SERVICE COMMISSION OF PAY TELEPHONE CERTIFICATE NO. 6014 ISSUED TO JAMES M. DOUCETT FOR VIOLATION OF RULE 25-4.0161, F.A.C., REGULATORY ASSESSMENT FEES, TELECOMMUNICATIONS COMPANIES.

AGENDA: 11/07/00 - REGULAR AGENDA - INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\CMP\WP\001099.RCM

CASE BACKGROUND

- **03/02/99** - This company obtained PATS Certificate No. 6014.
- **12/08/99** - The 1999 Regulatory Assessment Fee (RAF) Notice was mailed. Payment was due 01/31/00.
- **02/29/00** - The Division of Administration mailed the Delinquent Notice.
- **09/21/00** - Mr. Doucett called staff and advised that he would pay the past due amount in full and request voluntary cancellation of his certificate.
- **09/26/00** - The Commission voted at the Agenda Conference to fine the company \$500 or cancel its certificate. Later the

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same date, the company's check for the 1999 and 2000 RAFs was received, along with the statutory penalty and interest for 1999. Mr. Doucett also requested cancellation of his certificate.

- **10/02/00** - Order No. PSC-00-1792-PAA-TC was issued, which imposed a \$500 fine or cancelled the company's certificate.

Therefore, staff believes the following recommendations are appropriate.

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission grant James M. Doucett a voluntary cancellation of his Pay Telephone Certificate No. 6014?

RECOMMENDATION: Yes. The Commission should grant the company a voluntary cancellation of its Pay Telephone Certificate No. 6014 with an effective date of September 26, 2000. (Isler)

STAFF ANALYSIS: Rule 25-4.0161, Florida Administrative Code, which implements Section 364.336, Florida Statutes, requires the payment of regulatory assessment fees by January 30 of the subsequent year for telecommunications companies, and provides for penalties and interest as outlined in Section 350.113, Florida Statutes, for any delinquent amounts.

After staff's recommendation was filed on September 14, Mr. James M. Doucett called staff on September 21 and stated that he would pay the past due amount and write a letter requesting voluntary cancellation of his certificate. The letter and check for full payment was received on September 26, the same day the Commission had earlier voted to fine the company \$500 or cancel its certificate. The Order from the September 26 Agenda Conference vote was subsequently issued.

Accordingly, staff believes the company's request for a voluntary cancellation of its Pay Telephone Certificate No. 6014 should be granted with an effective date of September 26, 2000.

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes, if the Commission approves staff's recommendation in Issue 1, this docket should be closed.
(Dandelake)

STAFF ANALYSIS: If the Commission approves staff's recommendation in Issue 1, no other issues remain unresolved and this docket should be closed.