

001398

ORIGINAL

January 29, 2001
Via Overnight Delivery



210 N. Park Ave.
Winter Park, FL
32789

P.O. Drawer 200
Winter Park, FL
32790-0200

Tel: 407-740-8575
Fax: 407-740-0613
tmi@tminc.com

Fiscal Services
Florida Public Service Commission
Division of Communications
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RE: **UniversalCom, Inc. d/b/a New South Communications**
FL – Shared-Tenant Service Provider Regulatory Assessment Fee Return
For the year ended December 31, 2000
Utility # TS166

Dear Sir:

Enclosed please find the FL Shared-Tenant Service Provider Regulatory Assessment Fee Return for the year ended December 31, 2000, filed on behalf of UniversalCom, Inc.d/b/a New South communications A check in the amount of \$50.00 is enclosed to cover the remittance fees due.

Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it to me in the self-addressed, stamped envelope provided for that purpose.

Questions regarding this filing should be directed to my attention at 407-740-8575. Thank you for your assistance in this matter.

Sincerely,

Mark G. Lammert
Compliance Reporting Consultant

cc: Marion Gray - UniversalCom, Inc.

file: UniversalCom, Inc. - Reporting - Florida

- APP _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- LEG _____
- OPC _____
- PAI _____
- RGO _____
- SEC I
- SER _____
- OTH _____

RECEIVED & FILED
[Signature]
FPSC-BUREAU OF RECORDS

DOCUMENT NO.
01415-01
1-31-01

ATTACHMENT A
Order Approving Settlement

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida
Public Service Commission of
Shared Tenant Services
Certificate No. 4086 issued to
UniversalCom, Inc. for violation
of Rule 25-4.0161, F.A.C.,
Regulatory Assessment Fees;
Telecommunications Companies.

DOCKET NO. 001398-TS
ORDER NO. PSC-01-0153-AS-TS
ISSUED: January 19, 2001

The following Commissioners participated in the disposition of
this matter:

E. LEON JACOBS, JR., Chairman
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI

ORDER APPROVING SETTLEMENT

BY THE COMMISSION:

UniversalCom, Inc. (UniversalCom) obtained Certificate No. 4086 on October 27, 1995, to provide Shared Tenant service. UniversalCom had not paid the 1999 Regulatory Assessment Fees (RAFs). Also, accrued statutory penalties and interest charges for late RAFs payments for the year 1999 had not been paid. RAFs are required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code. All entities that apply for certification receive a copy of our rules governing Shared Tenant service.

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. The RAFs form was mailed to UniversalCom for the period of January 1 through December 31. Pursuant to Rule 25-4.0161(2), Florida Administrative Code, the form and applicable fees are due to the Florida Public Service

ORDER NO. PSC-01-0153-AS-TS
DOCKET NO. 001398-TS
PAGE 2

Commission by January 30 of the subsequent year. UniversalCom was scheduled to remit its RAFs by January 31, 2000. As of September 14, 2000, UniversalCom had not paid the required fees.

After this docket was opened, on November 14, 2000, Elizabeth Corddry, representative of UniversalCom, called our staff and advised that the past due amount would be paid, and UniversalCom would propose a settlement offer. On November 27, 2000, we received the 1999 RAFs, including accrued statutory penalties and interest charges, and a settlement proposal. UniversalCom offered to contribute \$100 to the State General Revenue Fund, and proposed to pay future RAFs on a timely basis.

We believe that the terms of the settlement agreement represent a fair and reasonable resolution of this matter. Accordingly, we hereby accept the settlement offer. UniversalCom must comply with these requirements within ten business days from the date this Order becomes final. The contribution should be identified with the docket number and the company name. Upon timely receipt, the contribution will be forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. Upon remittance of the \$100 contribution or cancellation of the certificate, this docket shall be closed. The Commission is vested with jurisdiction over this matter pursuant to Sections 364.336 and 364.285, Florida Statutes.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that UniversalCom, Inc.'s settlement proposal set forth in the body of this Order is hereby approved. It is further

ORDERED that this docket shall remain open pending receipt of the \$100 contribution. The contribution will be transmitted to the Comptroller for deposit in the State of Florida General Revenue Fund. It is further

ORDERED that if UniversalCom, Inc. fails to comply with this Order, its certificate will be canceled administratively. It is further

ORDER NO. PSC-01-0153-AS-TS
DOCKET NO. 001398-TS
PAGE 3

ORDERED that upon receipt of the \$100 contribution or cancellation of the certificate this docket shall be closed.

By ORDER of the Florida Public Service Commission this 19th day of January, 2001.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: /s/ Kay Flynn
Kay Flynn, Chief
Bureau of Records

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

(S E A L)

FRB

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 or judicial review of Commission orders that is available under Sections 120.57 or 120.68, 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 or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of

ORDER NO. PSC-01-0153-AS-TS
DOCKET NO. 001398-TS
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Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

ATTACHMENT B

Copy of Current Year's Filing

**Which is being submitted under
separate cover.**

UniversalCom, Inc.
A NewSouth Company
 TWO NORTH MAIN STREET
 GREENVILLE, SC 29601
 (864) 672-5000



FIRST UNION NA. TIONAL BANK
 OF SOUTH CAROLINA
 GREENVILLE, SC
 67-776/532

2654

DATE
 01/24/2001

AMOUNT
 \$50.00

Fifty Dollars And 00 Cents

PAY

TO THE
 ORDER
 OF

Florida Public Svc. Commission
 2540 Shumard Oak Blvd.

REDACTED

Tallahassee FL 32399

TS 166 / JAW - Dec 2000

[Signature]
 2 SIGNATURES REQUIRED IF AMOUNT EXCEEDS \$2500.00

SECURITY FEATURES: MICRO PRINT TOP & BOTTOM BORDERS COLORED PATTERN - ARTIFICIAL WATERMARK ON REVERSE SIDE - MISSING FEATURE INDICATES A COPY

UniversalCom, Inc. - A NewSouth Company

NewSouth Communications (UCI)

2654

2654

FPSC	Florida Public Svc. Commission	11342	01/24/2001					
4668	CKRQ-01/24/01-A	01/01/2001	\$50.00	\$50.00	\$0.00	\$0.00	\$50.00	
			\$50.00	\$50.00	\$0.00	\$0.00	\$50.00	

COMMENT

Shared-Tenant Service Provider Regulatory Assessment Fee Return

STATUS:

Florida Public Service Commission

(See Filing Instructions on Back of Form)

- Actual Return
- Estimated Return
- Amended Return

TS166
 UniversalCom, Inc. c/o NewSouth Communications
 185 Stahlman Avenue
 Destin, FL 32541

FOR PSC USE ONLY

Check # _____

\$ _____ 0603003
 _____ P 003001

\$ _____ 0603003
 _____ I 004011

Postmark Date _____

Initials of Preparer _____

PERIOD COVERED

Jan. 1, 2000 -
 Dec. 31, 2000

Please Complete Below If Official Mailing Address Has Changed

UniversalCom, Inc. c/o NewSouth Communications 2 North Main Street Greenville, SC 29607
 (Name of Company) (Address) (City/State) (Zip)

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Intrastate Operating Revenue	\$ 0.00
2.	LESS: Amounts paid to Other Telecommunications Companies* (see "2. Fees" on back)	0.00
3.	Net Intrastate Revenue for Regulatory Assessment Fee Calculation (Line 1 less Line 2)	0.00
4.	Regulatory Assessment Fee Due (Multiply Line 3 by 0.0015)	0.00
5.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	0.00
6.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	0.00
7.	TOTAL AMOUNT DUE	\$ 50.00

* These amounts must be intrastate only and must be verifiable.

AS PROVIDED IN SECTION 364.336, FLORIDA STATUTES, THE MINIMUM ANNUAL FEE IS \$50

I, the undersigned owner/officer of the above-named company, have read the foregoing and declare that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his/her duty shall be guilty of a misdemeanor of the second degree.


 (Signature of Company Official)

Marion H Gray, Jr.
 (Preparer of Form-Please Print Name)

Assistant Treasurer
 (Title) _____ (Date) _____

Telephone Number: 864-672-5492, Fax Number: 850-654-1794

F.E.I.No. 59-2154363

- APP _____
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- EGR _____
- LEG _____
- OPC _____
- PAI _____
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- SEC _____
- SER _____
- OTH _____

DOCUMENT NUMBER-DATE
 01415 JAN 31 01
 FPSC-RECORDS/REPORTING

FLORIDA PUBLIC SERVICE COMMISSION
Instructions for Filing Regulatory Assessment Fee Return
(Alternative Local Exchange Company)

1. **WHEN TO FILE:** For companies which owed a total of \$10,000 or more of assessment fee for the preceding calendar year, this Regulatory Assessment Fee Return and payment must be filed or postmarked:

On or before July 30 for the six-month period January 1 through June 30, AND

On or before January 30 for the six-month period July 1 through December 31.

For companies which owed a total of less than \$10,000 of assessment fee for the preceding calendar year, this Regulatory Assessment Fee Return and payment must be filed or postmarked:

On or before January 30 for the twelve-month period January 1 through December 31.

However, when July 30 or January 30 falls on a Saturday, Sunday, or holiday, the Regulatory Assessment Fee may be filed or postmarked On the next business day, without penalty or interest.

2. **FEES:** Each company shall pay 0.0015 of its gross operating revenues derived from intrastate business, as referenced in Rule 25-4.0161(1), F.A.C. Gross Operating Revenues are defined as the total revenues before expenses. Gross Intrastate Operating Revenues Are defined as revenues from calls originating and terminating within Florida. Do not deduct any expenses, taxes, or uncollectibles From these amounts.

On Line 8, deduct any amounts paid to another telecommunications company for the use of any telecommunications network to provide Service to its customers. **Do not deduct** any taxes, federal subscriber line charges, interstate long distance access charges, or amounts Paid for nonregulated services such as voice mail, inside wire maintenance, or equipment purchases/rentals. **DEDUCTIONS MUST BE INTRASTATE ONLY AND MUST BE VERIFIABLE.**

3. **FAILURE TO FILE BY DUE DATE:** Failure to file a return by the established due date will result in a penalty being added to the Amount of fee due, 5% for each 30 days or fraction thereof, not to exceed a total penalty of 25% (line 11). In addition, interest shall Be added in the amount of 1% for each 30 days or fraction thereof, not to exceed a total of 12% per year (Line 12). A Regulatory Assessment Fee Return must be completed, signed, and filed even if there are no revenues to report or if the minimum amount is due.

When a company fails to timely file a Regulatory Assessment Fee Return, the Commission has the authority to order the Company to pay a penalty and/or cancel the company's certificate. The company will have an opportunity to respond to any Proposed Commission action.

4. **EXTENSION:** A request for an extension of time up to 30 days may be made by filing the enclosed Request for Extension to File Regulatory Assessment Fee Return form (PSC/ADM-124), two weeks prior to the filing date. When an extension is granted, a charge Shall be added to the amount due:

0.75% of the fee to be remitted for an extension of 15 days or less, or

1.5% of the fee for extension of 16 to 30 days.

In lieu of paying the charges outlined above, a company may file a return and remit payment based upon estimated gross operating Revenues. If such return is filed by the normal due date, the company shall be granted a 30-day extension period in which to file and Remit the actual fee due without paying the above charges, provided the estimated fee payment remitted is at least 90% of the actual Fee due for the period. An automatic 30-day extension to file an actual return may be obtained by checking the "Estimated Return" Space in the top left-hand corner on the reverse side.

5. **FEE ADJUSTMENTS:** You will be notified as to the amount and reason for any fee adjustment. Penalty and interest charges may Be applicable to additional amounts owed the Commission by reason of the adjustment. The company may file a written request for A refund of any overpayments. The request should be directed to Fiscal Services at the below-referenced address.

6. **MAILING INSTRUCTIONS:** Please complete this form, make a copy for your files, and return the original and in the enclosed Preadressed envelope. Use of this envelope should assure a more accurate and expeditious recording of your payment. **Make your Check payable to the Florida Public Service Commission.** If you are unable to use the envelope, please address your remittance as Follows:

Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 ATTENTION: Fiscal Services

7. **ADDITIONAL ASSISTANCE:** If you need additional assistance in preparing your Regulatory Assessment Fee Return or regarding Telecommunications facilities, please contact the Division of Competitive Services at (850) 413-6600. This division may be contacted At the above-referenced address, directing correspondence to the attention of the division.