

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
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DIVISION OF COMPETITIVE SERVICES
WALTER D'HAESELEER
DIRECTOR
(850) 413-6600

Public Service Commission

April 13, 2001

Mr. Ralph Lupton III, President
Lupton Industries
4202 E. Busch Blvd., #4
Tampa, FL 33617-5915

**Re: Docket No. 010432-TC
Lupton Industries**

Dear Mr. Lupton:

A docket has been opened by staff of the Florida Public Service Commission for nonpayment of the 2000 Regulatory Assessment Fee (RAF), plus statutory penalty and interest charges, which was due January 30, 2001, and not providing the Commission with the company's updated reporting requirements (address, telephone number, liaison, etc.). Late notices were mailed February 21, 2000, and to date, Commission records show that payment has not been received.

It is staff's intention to file a recommendation imposing a \$1,000 fine, or cancelling your telecommunications certificate for both rule violations. The Commissioners will vote at an upcoming Agenda Conference whether or not to accept staff's recommendation. A Proposed Agency Action Order will then be issued within 20 days after the vote and your company will have 21 days to protest the Order. It should be noted that just paying the delinquent RAF amount and providing the Commission with the updated reporting requirements will not prevent the company's certificate from being cancelled.

If the Order is not protested and the past due amount, including statutory penalty and interest charges, is not paid, then the certificate will be cancelled, and the past due amount will be turned over to the Florida Comptroller's Office for further collection attempts. Therefore, it is important that you contact staff as soon as possible, but no later than April 30, 2001, to find out what your options are.

For options, please contact Paula Isler at (850) 413-6502-voice, (850) 413-6503-fax, at the address below, or via internet e-mail at pisler@psc.state.fl.us.

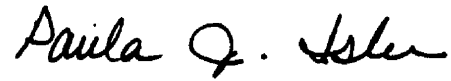
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FPSC-RECORDS/REPORTING

Mr. Ralph Lupton III, President
Page 2
April 13, 2001

Sincerely,

A handwritten signature in cursive script that reads "Paula J. Isler". The signature is written in black ink and is positioned above the typed name.

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

cc: Docket No. 010432-TC
Division of Legal Services