

P. Isler
✓ R & I

R & I Associates, Inc.



d/b/a Chuck E. Cheese Pizza ◆ P.O. Box 2346 ◆ Panama City, FL 32402
Phone 850-769-2371 ◆ Fax 850-872-9269

CK11188
\$48.62-R
10.00-P
2.00-I
5/23/01
MC

May 23, 2001

TF424


Ms. Blanca Bayo', Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

	DEPOSIT	DATE
RE: Docket No. 010682-TC	D074 *	MAY 29 2001

Ms. Bayo'

Enclosed, please find our check for \$60.62, the balance of 2000 RAF. At this time I would also ask that our current certificate be canceled. As of June 1, 2001 we will no longer operate a pay phone at our Chuck E. Cheese restaurant in Tallahassee, Florida. If there is any other paperwork required for this, please let us know.

Sincerely,


Kenneth R. Stewart, CPA
R & I Associates, Inc.

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

DOCUMENT NUMBER-DATE
06571 MAY 24 01
FPSC-RECORDS/REPORTING

STATE OF FLORIDA

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



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

Public Service Commission

May 21, 2001

Mr. Kenneth R. Stewart, CPA
Chuck E. Cheese's Pizza
PO Box 2346
Panama City, FL 32402-2346

Re: Docket No. 010682-TC

Dear Mr. Stewart:

62.00
- 1.38

60.62
ASAP

A docket has been opened by staff of the Florida Public Service Commission for nonpayment of the full amount due of the 2000 Regulatory Assessment Fee (RAF), which was due January 30, 2001, plus statutory penalty and interest charges. Commission records show that R & I Associates, Inc. d/b/a Chuck E. Cheese's Pizza paid \$1.38 of the \$50.00 minimum on January 11, 2001.

It is staff's intention to file a recommendation imposing a \$500 fine for this rule violation, or cancelling your telecommunications certificate. 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 will not prevent your 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 your 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 June 5, 2001, to discuss your options.

Options for resolving this docket are enclosed. If you have any questions, please contact me at (850) 413-6502-voice, (850) 413-6503-fax, at the address below, or via internet e-mail at pisler@psc.state.fl.us.

Mr. Kenneth R. Stewart, CPA

Page 2

May 21, 2001

Sincerely,

A handwritten signature in cursive script that reads "Paula J. Isler".

Paula J. Isler, Research Assistant
Bureau of Service Quality

Enclosure

cc: Docket No. 010682-TC
Division of Legal Services (K. Peña)

CANCELLATION OF THE CERTIFICATE

- **Voluntary Cancellation** - In order to be granted a voluntary cancellation, the company must: 1) write a letter requesting cancellation of the certificate and explain why (such as no longer in the payphone business); 2) pay all past due charges in full; and 3) pay the 2001 Regulatory Assessment Fee (RAF) or provide a date certain that it will be paid (such as 30 days from the date of the Commission Order cancelling the certificate).
- **Involuntary Cancellation** - If the company does nothing to resolve this docket, the certificate will be cancelled on the Commission's own motion. All outstanding RAFs, including penalty and interest charges, will be turned over to the Comptroller's Office for collection. In addition, Rule 25-24.511(5), F.A.C., states that "Only one certificate per applicant will be granted. A new certificate will not be granted to any applicant who has previously had a certificate involuntarily cancelled." This means that if the company chooses this option, it could not reapply for a new certificate at a later date.

TO KEEP THE CERTIFICATE ACTIVE

- Pay the past due RAF amount in full, including statutory penalty and interest charges, plus the fine imposed, after the Order is issued and the certificate will remain active. Just paying the past due amount will not prevent your certificate from being cancelled.
- Propose a settlement - All settlements must include the following elements:
 - 1) Docket number;
 - 2) A check for the past due amount in full. It should be noted that just paying the past due amount will not prevent your certificate from being cancelled;
 - 3) A statement that the company has taken steps to prevent future late payments of the regulatory assessment fees and what those steps are;
 - 4) A waiver of objection to the administrative cancellation of the certificate in the event your offer is accepted and you fail to comply with the terms which you have offered; and
 - 5) Make a specific monetary settlement. *100.00 BUT DO NOT SEND ✓*

Any settlement offer should be addressed to Ms. Blanca Bayó, Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850. The proposed settlement amount should not be paid at this time, instead only the past due regulatory assessment fee, plus penalty and interest charges should be paid. The settlement amount, if approved by the Commission, must be paid within 10 business days after the Commission Order is issued.