

STATE OF FLORIDA

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

**Public Service Commission**

June 14, 2001

Ms. Sharon Lorraine  
3266 Redditt Road  
Orlando, FL 33822-3938

**RE: Docket No. 010486-TC**

Dear Ms. Lorraine:

On April 17, I wrote you a letter and explained that a docket had been established for nonpayment of the Regulatory Assessment Fee, plus statutory penalty and interest charges. The letter stated that just paying the past due amount would not prevent your certificate from being cancelled.

On April 24, 2001, your payment for the 2000 RAF was postmarked. However, since it was mailed after the due date of January 30, penalty and interest charges are applicable. In addition, you have a past due penalty and interest balance for the late payment of the 1998 RAF. A breakdown of the past due charges is attached.

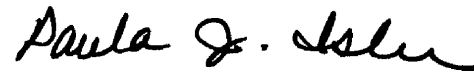
If the company wishes to keep its certificate active, it should propose a settlement. If the company wishes to cancel its certificate, it should write a letter requesting cancellation and either pay the 2001 Regulatory Assessment Fee or providing a date certain it will be paid. Options for both are enclosed.

Please let me hear from you by June 29, 2001 and let me know how you wish to proceed. If you do not respond by June 29, it is my intention to go forward with a recommendation to fine you \$500 for violation of Rule 25-4.0161, Florida Administrative Code. If you have any 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](mailto:pisler@psc.state.fl.us), or at the address below.

DOCUMENT NUMBER - DATE  
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FPSC-RECORDS/REPORTING

Ms. Sharon Lorraine  
Page 2  
June 14, 2001

Sincerely,

A handwritten signature in black ink that reads "Paula J. Isler". The signature is written in a cursive style with a large initial 'P' and a long, sweeping underline.

Paula J. Isler, Research Assistant  
Bureau of Service Quality

Enclosures

cc: Docket No. 010486-TC  
Division of Legal Services (K. Peña)

Sharon Lorraine (TF931)  
 Certificate No. 5034, Effective 01/07/97  
 Docket No. 010486-TC

Year	Fee	Penalty	Interest	Notes
1998	Paid	\$7.50	\$1.50	Payment was due 02/01/99. Company mailed its payment for the \$50 minimum RAF on 04/24/99, but did not pay the penalty and interest charges, leaving a \$9 balance.
2000	Paid	\$7.50	\$1.50	Payment was due 01/30/01. Company mailed its payment for the \$50 minimum RAF on 04/24/01, but did not pay the penalty and interest charges, leaving a \$9 balance.
2001	\$50.00	n/a	n/a	Payment is due 01/30/02. If the company wishes to cancel its certificate, it must either pay the 2001 fee or provide a date certain it will be paid.
Total	\$50.00	\$15.00	\$3.00	Total if company wishes to keep its certificate active: \$18.00.  Total if company wishes to cancel its certificate: \$68.00.

## 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, which should state: The company agrees to waive any objection to the administrative cancellation of its certificate should it fail to pay in accordance with its settlement offer. If, however, there is a factual dispute as to the manner or level of compliance with any provision in the settlement, Commission staff will bring the matter to the Commission for consideration; and
  - 5) Make a specific monetary settlement.

Any settlement offer/correspondence 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.