



Public Service Commission
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: AUGUST 2, 2001
TO: DIRECTOR, DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES (BAYÓ)
FROM: DIVISION OF COMPETITIVE SERVICES (ISLER) *Pij* *AD*
DIVISION OF LEGAL SERVICES (K. PEÑA; B. KEATING) *W* *mp*
RE: DOCKET NO. 000076-TC - APPLICATION FOR CERTIFICATE TO
PROVIDE PAY TELEPHONE SERVICE BY EDWARD WONG.

DOCKET NO. 010613-TC - CANCELLATION BY FLORIDA PUBLIC
SERVICE COMMISSION OF PAY TELEPHONE CERTIFICATE NO. 7361
ISSUED TO EDWARD WONG FOR VIOLATION OF RULE 25-4.0161,
F.A.C., REGULATORY ASSESSMENT FEES; TELECOMMUNICATIONS
COMPANIES.

AGENDA: 08/14/01 - REGULAR AGENDA - INTERESTED PERSONS MAY
PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\CMP\WP\000076.RCM

CASE BACKGROUND

- 01/24/00 - The Commission received an application in the name of Edward Wong for a pay telephone certificate, along with the \$100 filing fee. Therefore, Docket No. 000076-TC was established.
- 01/21/00 - Order No. PSC-00-0359-PAA-TC was issued, which granted Edward Wong Pay Telephone Certificate No. 7361.
- 03/17/00 - Consummating Order No. PSC-00-0559-CO-TC was issued, which made the effective date March 17, 2000.

DOCUMENT NUMBER-DATE

09337 JUL 31 01

FPSC-COMMISSION CLERK

DATE: AUGUST 2, 2001

- **12/12/00** - The Division of the Commission Clerk & Administrative Services mailed the 2000 Regulatory Assessment Fee (RAF) notice. Payment was due January 30, 2001.
- **02/21/00** - The Division of the Commission Clerk & Administrative Services mailed the delinquent notice.
- **04/26/01** - Staff established Docket No. 010613-TC for nonpayment of the 2000 RAF, plus statutory penalty and interest charges.
- **05/14/01** - Staff wrote the company and explained that a docket had been established for nonpayment of the 2000 RAF and to contact the Commission if it was interested in resolving this docket.
- **05/17/01** - Mr. Wong called staff and stated he had received two letters concerning two different certificates. Mr. Wong advised that he thought he had only one certificate and requested information on how to resolve this.

The Commission is vested with jurisdiction over this matter pursuant to Sections 364.336, 364.285, and 364.3375, Florida Statutes. Accordingly, staff believes the following recommendations are appropriate.

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission vacate that portion of Order No. PSC-00-0359-PAA-TC, which granted Edward Wong Pay Telephone Certificate No. 7361 and close Docket No. 000076-TC?

RECOMMENDATION: Yes. The Commission should vacate that portion of Order No. PSC-00-0359-PAA-TC, which granted Edward Wong Certificate No. 7361, as it relates to Edward Wong. In addition, the Commission should close Docket No. 000076-TC. (Isler; K. Peña; B. Keating)

STAFF ANALYSIS: On May 17, 2001, Mr. Edward Wong contacted staff concerning two letters he had received, which referenced two different certificate numbers. After further research, it was discovered that Certificate No. 7198 was granted in the name of Edward L. Wong, effective November 12, 1999 in Docket No. 991083-TC. Apparently Mr. Wong did not realize he had already submitted an application for a pay telephone certificate and resubmitted a new one. Thus, Docket No. 000076-TC was established.

Mr. Wong advised staff that he did not want two pay telephone certificates and, in fact, was unaware that he had been granted two certificates until he received correspondence from staff concerning nonpayment of the 2000 RAFs.

Accordingly, the Commission should vacate that portion of Order No. PSC-00-0359-PAA-TC, which granted Edward Wong Certificate No. 7361, as it relates to Edward Wong. In addition, the Commission should close Docket No. 000076-TC as there are no further issues that need addressing by the Commission.

DOCKET NOS. 000076-TC, 010613-TC

DATE: AUGUST 2, 2001

ISSUE 2: Should Docket No. 010613-TC be closed?

RECOMMENDATION: Yes, if the Commission approves staff's recommendation in Issue 1, Docket No. 010613-TC should be closed. (K. Peña; B. Keating)

STAFF ANALYSIS: Docket No. 010613-TC was established for nonpayment of the 2000 RAF as it relates to Certificate No. 7361. If the Commission approves staff's recommendation in Issue 1, Docket No. 010613-TC should be closed as there are no further pending issues dealing with Certificate No. 7361 that need to be addressed by the Commission.