## ORIGINAL

DISTRIBUTION CENTER 01 OCT -8 AN 9:55

## Corporate Services Telcom 360 Merrimack Street Lawrence, MA 01843 T:(978) 557-9222 F: (978)681-5202

Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399

DDI245-TT

Cct 2, 2001

#### Dear Ms Bayo

I received a notice informing me that my company's ITC was being revoked. Our attorney contacted your office and informed you that we filed for Chapter 11. By bankruptcy laws we were unable to pay past RAF fees, but could pay current fees. My attorney told me that if we paid the current fees our certificate would not be revoked. Subsequently I paid my 2000 RAF fees from a bill that I received (copy enclosed). The notice I just received said only partial payment was made. I did not receive a notice for any additional balance due. Could you contact my office and let me know what is needed to correct this matter. I would like my certificate reinstated. You can reach me at the address above. If you could send copies of all bills and fees due, I will go over them with my attorney for payment processing. I appreciate your help in this matter.

Doreen Moore Regulatory Clerk

APP CAF CMP COM CTR **ECR** LEG **OPC** PAI RGO SEC SER

12748 OCT-85

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77 North Washington St. Boston, MA 02114-1993

617.742.7300 617.742.9969 fax

# Bodoff & Associates

March 28, 2001

Jessica Elliott Florida Public Service Commission 2540 Shumord Oak Blvd. Tallahassee, FL 32399

Re: Corporate Services Telcom, Inc.

Dear Jessica:

Pursuant to our telephone conversation earlier today, Corporate Services wishes to maintain its interexchange telecom certificate in the State of Florida. Corporate Services filed for Chapter 11 bankruptcy protection on January 20, 2000. It will pay for charges incurred post-petition during 2000 upon receipt of the bill. As for charges incurred during 1999, Corporate Services will not be making any payments at this time on prepetition charges.

If you have any further questions or need any additional information please feel free to contact me. Thank you.

Sincerely yours,

Carolyn J. Genereux

### 6:17 PM

10/03/01

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## CORPORATE SERVICE TELCOM, INC. Vendor QuickReport January 1 through October 3, 2001

Туре	Date	Num	Memo	Account	Clr	Split	Arnount
Florida Públíc Service ( Check Ghéck	<b>Commision</b> 4/18/2001 6/1/2001	607 697		1015 · DPI - Operating 1015 · DPI - Operating	x x	7515 · Tariffs 7515 · Tariffs	-8.53 -776.81

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#### TO AVOID FENALTY AND INTEREST CHARGES. THE REGULATORY ASSESSMENT FEE RETURN MUST BE FILED ON OR SEPORE 01/30/2001 Interexchange Company Regulatory Assessment Fee Return

STATUS:	Florida Public Service Commission (See Ping Instruction on Back of Form)	FOR PSC USE ONLY Check/
Actual Return Estimated Return Amended Return	TI446 Corporate Services Telcom, Inc. Building 5, Suite 303 360 Merrimack Street	S0603001 SP 0603001 SP 0603001 004011 SI
PERIOD COVERED: 01/01/2000 TO 12/31/2000	Lawrence, MA 01843-1740	Postmark Date Initials of Preparer
	Please Complete Below If Official Mailing Address Has Changed	L

r

	(Name of Company) (/	(Address)		(Zip)
LINE NO.	ACCOUNT CLASSIFICATION	FLORIDA OROSS OPERATING REVENUE	INTRASTATE R	
۱.	Long Distance Services	s_14249.95	\$ 4819.0	1
2.	Access Services			
3.	Private Line Services			
4.	Leased Facilities & Circuits Services			_
<b>S</b> .	Miscellaneous Services			
6.	TOTAL Telephone Services	5 14349.95	5 4819.9	۱.
7.	LESS: Amounts Faid to Other Telecommunications Companies* (see "2. Fees" on back)	(14349.95)	(	 )
8.	TOTAL REVENUES For Regulatory Assessment Fee Calculation		<u>usia a</u>	$\overline{}$
9.	Regulatory Assessment Fee Due (Multiply Line 8 by 0.0015)		7.23	<b></b>
10.	Penalty for Late Payment (see "3. Failure to File by Due Date" on bac	k) 1.08		
11.	Interest for Late Payment (see "3. Failure to File by Due Date" on bec	k)		
12.	TOTAL AMOUNT DUE		S	

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

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

( ) Facilities-Based Carrier ( ) Alternate-Operator Service	() Reseller ( ) Rebiller	CURRENT COMPANY STATUS ( ) Call Aggregator ( ) Other	· · · · · · · · · · · · · · · · · · ·
Complete below if billing agent if othe	• <b>*</b> •••	BILLING INFORMATION	
Combiens octow is pitting effect if pitte	r und yourset.		
(Name) What is the total amount of customer d Amount: \$ for 19		(Address: City/State/Zip)	(Telephone) (Telephone) What is the total amount of bond held (if applicable)? Amount: S Expires:
Do you lease relecommunications' faci If YES, who do you lease these faciliti Address:	ies from? Name:	COMPANY INFORMATION	
I, the undersigned owner/other of is a true and correct seasoning. I my the a public servant in the performance of	And shove-named coo	npany, have read the foregoing and declars that to tion \$37.06, Florida Stamme, whoever knowingly guilty of a misdemeanor of the second degree.	the best of my knowledge and belief the above information makes a false statement in writing with the intent to misle 4 - 16 - 01
(Signature of Compan Doreen Ma	y Official)	(T)	de) (Deco) 3) (81-1332 Fex Number (78) (81-530)
(Preparer of Form - P	ease Print Name	F.E.I. No	2345534
PSC/CMU-153 (Kev. 11/11/99)			

## **STATE OF FLORIDA**



## **PUBLIC SERVICE COMMISSION**

2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FL 32399-0850

 TO:
 Christopher J. LeSaffe

 Fax #:
 6W19786815202

FROM: Records Fax Server

RE:

Note: This fax was generated by the Case Management System.

Multiple attempts will be made to fax this document. If all attempts fail, you will automatically be sent a copy of the document by U.S. Mail. You do not need to call to report a fax failure.

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 4441 issued to Corporate Services Telcom, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. DOCKET NO. 001245-TI ORDER NO. PSC-01-1938-FOF-TI ISSUED: September 26, 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 CLOSING DOCKET

BY THE COMMISSION:

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On August 25, 2000, this docket was established for the nonpayment of the 1999 RAF, plus statutory penalty and interest charges for the years 1998 and 1999. After this docket was opened, our staff became aware that Corporate Services Telecom, Inc. had filed for Chapter 11 bankruptcy.

Corporate Services Telecom, Inc. has not paid the 1999 RAF nor the statutory penalty and interest charges for the years 1998 and 1999. In addition, the company's attorney advised staff that the 2000 RAF would be paid. The company subsequently paid a portion of the 2000 RAF, but left a balance, including statutory penalty and interest charges.

Chapter 11 of Section 109 of the Federal Bankruptcy Code provides for reorganization by business entities. The filing of a bankruptcy petition under Chapter 11 invokes an automatic injunction known as the Automatic Stay, codified in Bankruptcy Code Section 362. Section 362(b)(5) provides that, for governments, the filing of the petition does not operate as a stay "of the enforcement of a judgment, <u>other than a money judgment</u>, obtained in an actual proceeding by a governmental unit to enforce such ORDER NO. PSC-01-1938-FOF-TI DOCKET NO. 001245-TI PAGE 2 -

governmental unit's police or regulatory power." (emphasis added) Thus, it would appear that we are not enjoined from exercising our police powers to protect public health, safety and welfare, but are enjoined from exercising our regulatory authority seeking to collect a debt or engage in other economic regulation. It appears clear, however, that regulatory fees and penalties already accrued by the company are not extinguished by a Chapter 11 proceeding. If the company emerges from Chapter 11, the State could, at that time, again, pursue collection.

We are vested with jurisdiction over this matter pursuant to Sections 364.336, 364.285 and 364.337, Florida Statutes.

Based on the foregoing, it is

ORDERED that the past due RAFs shall not be sent to the Comptroller's office for collection and permission to write off the uncollectible amount shall be requested.

ORDERED that this docket is closed.

By ORDER of the Florida Public Service Commission this <u>26th</u> day of <u>September</u>, <u>2001</u>.

/s/ Blanca S. Bayó BLANCA S. BAYÓ, Director Division of the Commission Clerk and Administrative Services

This is a facsimile copy. Go to the Commission's Web site, <u>http://www.floridapsc.com</u> or fax a request to 1-850-413-7118, for a copy of the order with signature.

(SEAL)

JAE

ORDER NO. PSC-01-1938-FOF-TI DOCKET NO. D01245-TI PAGE 3

#### 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 the Commission Clerk and Administrative Services, 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 the Director, Division of the Commission Clerk and with Administrative Services 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.