

ORIGINAL

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date 12/27/01

Docket No. 011678-T-I

1. Division Name/Staff Name Division of Regulatory Oversight/McCoy

2. OPR Toni McCoy *Jm*

3. OCR Legal

4. Suggested Docket Title Request for cancellation of ^{IXC} ~~Pay Telephone~~ Certificate No. 7676 by
Pac-West Telecomm, Inc., effective 10/02/01.

5. Suggested Docket Mailing List (attach separate sheet if necessary)

A. Provide NAMES OR ACRONYMS ONLY if a regulated company.

B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)

1. Parties and their representatives (if any):

2. Interested persons and their representatives (if any):

6. Check one:

Documentation is attached.

Documentation will be provided with recommendation.



PAC-WEST TELECOMM, INC.

1776 West March Lane, Ste. 250

Stockton, California 95207

Phone: 1.800.399.1234

Fax: 209.926.4272

September 25, 2001

Balanca Boyo
Director of Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Dear Ms. Boyo:

Pac-West Telecomm, Inc. (Docket No. 000735-TI) hereby requests the cancellation of our Certificate to provide Interexchange Services in the state of Florida. In the current competitive environment we have had to re-evaluate our business plan, and have determined that providing this service in the state of Florida is not consistent with our long-term goals. We have no outstanding customer deposits, and each of our customers will be given a 30-day notice advising them of the need to find a new long distance carrier. A copy of our customer notification is enclosed. We hereby request that the Commission cancel our CPCN effective November 1, 2001.

If you have any questions regarding this action or require additional information, please contact the undersigned at 209-926-3162.

Sincerely,

A handwritten signature in cursive script that reads "Chris Crowe". The signature is fluid and matches the printed name below it.

Chris Crowe
Manager - Regulatory Compliance
Pac-West Telecomm, Inc.

01 OCT -2 AM 9:08
DISTRIBUTION CENTER

2001 OCT -2 PM 3:36
DIVISION OF
COMPETITIVE SERVICES



PAC-WEST TELECOMM, INC.

1776 West March Lane, Ste. 250

Stockton, California 95207

Phone: 1.800.399.1234

Fax: 209.926.4272

September 25, 2001

Dear Pac-West Customer:

This letter is to inform you that effective November 1, 2001, Pac-West Telecomm will no longer offer long distance services in your state. Prior to this date, you will need to select a new long distance provider in order to avoid an interruption in your long distance service. To assist you with this process, we have included the name and contact numbers for the primary long distance service providers in your area. Other long distance carriers can be found in your local telephone directory.

Carrier	Telephone Number	Website
AT&T	1-877-490-1971	www.att.com
MCI/WorldCOM	1-800-444-3333	www.worldcom.com
Sprint	1-800-877-4646	www.sprint.com

If you currently subscribe to toll-free (800/888/877) long distance service through Pac-West, you will also need to transfer your toll-free number to a new provider. Any of the carriers listed above will be able to assist you with this process.

We apologize for any inconvenience this change may cause. Should you have any questions regarding this notification or need assistance switching your service to a new provider, please contact our customer service department at 1-800-399-3389.

Sincerely,

Chris Crowe
Manager – Regulatory Compliance

JAM
11/5/01

COMPANY NAME: Pac-West Telecomm, Inc. CO. CODE: TJ412

COMPANY LIAISON: Chris Crowe, Manager/Regulatory Affairs

DOCKET NO.: _____ CERTIFICATE NO.: 7676 EFFECTIVE: 01/17/01

RAF RETURN NOTICE: _____

DELINQUENT NOTICE: _____

OTHER RETURNED MAIL: _____

RAR'S RETURNED MAIL: _____

YEAR(s) RAFs NOT PAID: 2001

YEAR(s) PENALTIES & INTEREST NOT PAID: _____

REVENUES/YEAR: _____

DATE LOTUS CHECKED FOR PAYMENT: _____

OTHER INFORMATION

10/02/01 - From company - request for cancellation.

10/05/01 - Wrote company and advised to comply with 25-24.474(2)(a), F.A.C.

(statement of intent and date pay RAF). Response due 10/22/01.

10/11/01 - Leonard Randell left v/m msg. @ 12:56pm

& sd. Co. needs the 2001 RAF form faxed.

209-926-4394-V; 209-926-4585-F

- faxed 2001 form.

See Pg. 2

RECEIVED

NOV 02 2001

Florida Public Service Commission
Division of Regulatory Oversight

10/22/01 - From Co. - Letter dated 10/17/01 adv
Co. will pay RAF before the end of mo.

10/26/01 - From Co. ① Payment of 2001 RAF.

11/1/01 - Forwarded file to ~~RCO~~ RGO (Gilchrist)
for handling.

Voluntary cancellation, Eff. 10/2/01.



PAC-WEST TELECOMM, INC.

1776 West March Lane, Ste. 250

Stockton, California 95207

Phone: 1.800.399.1234

Fax: 209.926.4272

October 25, 2001

Via Federal Express

Florida Public Service Commission
Attn: Fiscal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Interexchange Company Regulatory Assessment Fee Return

Dear Sir/Madam:

Enclosed please find Pac-West Telecomm, Inc.'s completed Regulatory Assessment Fee Return and our check in the amount of \$50.00 to cover the annual fee.

Thank you for your attention in this regard. Should you have any questions, please contact me at (209) 926-3403.

Sincerely,

/s/ Nancy Griffin

Regulatory Compliance Coordinator
PAC-WEST TELECOMM, INC.

Enclosures

Toni McCoy

From: Jackie Knight
Sent: Wednesday, December 19, 2001 10:13 AM
To: Toni McCoy
Subject: RE: TJ412 Pac-West Telecomm, Inc.

Yes. Their 2001 fees were paid on 10/25.

-----Original Message-----

From: Toni McCoy
Sent: Wednesday, December 19, 2001 9:23 AM
To: Jackie Knight
Subject: FW: TJ412 Pac-West Telecomm, Inc.
Importance: High

Just a reminder...I know you are busy, but I wanted to touch bases on this again...

-----Original Message-----

From: Toni McCoy
Sent: Monday, December 10, 2001 11:55 AM
To: Jackie Knight
Subject: TJ412 Pac-West Telecomm, Inc.
Importance: High

Hi Jackie,

I have a cancellation request for this company and a statement that they would pay the RAF's by November 1st.

Have they paid thier 2001 RAF's? Is this all that was due?

Thanks,

Toni

Interexchange Company Regulatory Assessment Fee Return

STATUS:

- Actual Return
- Estimated Return
- Amended Return

*✓ P. Isler
CCA*

DISTRIBUTION CENTER
Public Utility Service Commission
(See Filing Instructions on Back of Form)

TJ412-01-0-R **01 OCT 26 AM 9:02**
 Pac-West Telecomm, Inc.
 1776 West March Lane, Suite 250
 Stockton, CA 95207-6429

DEPOSIT DATE

D1340 OCT 30 2001

cc: Isler

FOR PSC USE ONLY

Check# 025290

\$ 50.00 0603001
003001

\$ _____ P 0603001
004011

\$ _____ I

Postmark Date 10/25/01

Initials of Preparer MC

PERIOD COVERED:
01/17/2001 TO 12/31/2001

Please Complete Below If Official Mailing Address Has Changed

 (Name of Company) (Address) (City/State) (Zip)

LINE NO.	ACCOUNT CLASSIFICATION	FLORIDA	
		GROSS OPERATING REVENUE	INTRASTATE REVENUE
1.	Long Distance Services	\$ _____	\$ <u>26.54</u>
2.	Access Services	_____	_____
3.	Private Line Services	_____	_____
4.	Leased Facilities & Circuits Services	_____	_____
5.	Miscellaneous Services	_____	_____
6.	TOTAL Telephone Services	\$ _____	\$ _____
7.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	(_____)	(_____)
8.	TOTAL REVENUES For Regulatory Assessment Fee Calculation	_____	_____
9.	Regulatory Assessment Fee Due (Multiply Line 8 by 0.0015)	_____	_____
10.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
11.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
12.	TOTAL AMOUNT DUE	_____	\$ <u>50.00</u>

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

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

CURRENT COMPANY STATUS

- Facilities-Based Carrier
- Reseller
- Call Aggregator
- Alternate-Operator Service
- Rebiller
- Other: _____

BILLING INFORMATION

Complete below if billing agent if other than yourself.

(Name) _____ (Address: City/State/Zip) _____ (Telephone) _____

What is the total amount of customer deposits collected? Amount: \$ _____ for 19 _____

What is the total amount of bond held (if applicable)? Amount: \$ _____ expires: _____

COMPANY INFORMATION

Do you lease telecommunications facilities? YES NO

If YES, who do you lease these facilities from? Name: _____

Address: _____

I, the undersigned owner/officer of the above-named company, have read the foregoing and declare that to the best of my knowledge and belief the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his/her duty shall be guilty of a misdemeanor of the second degree.

Chris Crowe

 (Signature of Company Official)
Chris Crowe
 (Preparer of Form - Please Print Name)

Vice President _____ **10/15/01**
 (Title) (Date)

Telephone Number **209 926-3300** Fax Number **209 926-4585**

F.E.I. No. _____

DIVISION OF
 COMPETITIVE SERVICES
 2001 OCT 30 AM 10:23



PAC-WEST TELECOMM, INC.

1776 West March Lane, Ste. 250

Stockton, California 95207

Phone: 1.800.399.1234

Fax: 209.926.4272

2001 OCT 22 AM 10:50
DIVISION OF
COMPETITIVE SERVICES

October 17, 2001

Paula Isler
Florida Public Service Commission
Capital Circle Office Center
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: 2001 Regulatory Assessment Fee

Ms. Isler:

Thank you for your letter of October 5, 2001, regarding Pac-West Telecomm's intent to cancel our LXC Certificate No. 7676. This correspondence is to advise you that it is our intent to pay the 2001 Regulatory Assessment Fee as soon as possible. We have received the appropriate form from your office and have requested a check for the Assessment Fee that should be ready for mailing before the end of the month.

We hope that this information will be adequate to proceed with the cancellation of our certificate, but if you need additional information, please do not hesitate to contact me at 209-926-3162.

Sincerely,

A handwritten signature in cursive script, appearing to read "Chris Crowe".

Chris Crowe
Manager – Regulatory Compliance

TRANSMISSION VERIFICATION REPORT

TIME : 10/11/2001 13:39
NAME :
FAX :
TEL :

DATE, TIME	10/11 13:37
FAX NO./NAME	612099264585
DURATION	00:01:26
PAGE(S)	03
RESULT	OK
MODE	STANDARD ECM

Taxed
1) cover sheet
2) 2001 form

October 11, 2001

STATE OF FLORIDA



PUBLIC SERVICE COMMISSION

**2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850**

TO:

Leonard Randell

VOICE: 209-926-4394

FAX: 209-926-4585

FROM:

Paula Isler

Voice: (850) 413-6502

Fax: (850) 413-6503

RE:

Pac-West Telecomm, Inc.

Dear Mr. Randell:

Attached is the 2001 Regulatory Assessment Fee (RAF) return form. The RAF is .0015% of a company's total intrastate revenues or \$50.00, whichever is greater. As soon as the 2001 RAF payment or statement of intent and date to pay the 2001 RAF is received, a docket will be established to grant Pac-West a voluntary cancellation.

Let me know if you have any questions. Thanks, Paula.

Interexchange Company Regulatory Assessment Fee Return

Florida Public Service Commission

(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
 Estimated Return
 Amended Return

TJ412-01-0-R
 Pac-West Telecomm, Inc.
 1776 West March Lane, Suite 250
 Stockton, CA 95207-6429

cc: Isler

FOR PSC USE ONLY

Check# _____

\$ _____ 0603001
 _____ 003001

\$ _____ P
 _____ 0603001
 _____ 004011

\$ _____ I

Postmark Date _____

Initials of Preparer _____

PERIOD COVERED:
 01/17/2001 TO 12/31/2001

Please Complete Below If Official Mailing Address Has Changed

 (Name of Company) (Address) (City/State) (Zip)

LINE NO.	ACCOUNT CLASSIFICATION	FLORIDA GROSS OPERATING REVENUE	INTRASTATE REVENUE
1.	Long Distance Services	\$ _____	\$ _____
2.	Access Services	_____	_____
3.	Private Line Services	_____	_____
4.	Leased Facilities & Circuits Services	_____	_____
5.	Miscellaneous Services	_____	_____
6.	TOTAL Telephone Services	\$ _____	\$ _____
7.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	(_____)	(_____)
8.	TOTAL REVENUES For Regulatory Assessment Fee Calculation	_____	_____
9.	Regulatory Assessment Fee Due (Multiply Line 8 by 0.0015)	_____	_____
10.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
11.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
12.	TOTAL AMOUNT DUE	_____	\$ _____

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

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

CURRENT COMPANY STATUS

- Facilities-Based Carrier Reseller Call Aggregator
 Alternate-Operator Service Rebiller Other: _____

BILLING INFORMATION

Complete below if billing agent if other than yourself.

_____ (Name) _____ (Address: City/State/Zip) _____ (Telephone)
 What is the total amount of customer deposits collected? What is the total amount of bond held (if applicable)?
 Amount: \$ _____ for 19 _____ Amount: \$ _____ Expires: _____

COMPANY INFORMATION

Do you lease telecommunications' facilities? YES NO
 If YES, who do you lease these facilities from? Name: _____
 Address: _____

I, the undersigned owner/officer of the above-named company, have read the foregoing and declare that to the best of my knowledge and belief the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his/her duty shall be guilty of a misdemeanor of the second degree.

_____ (Signature of Company Official) _____ (Title) _____ (Date)
 _____ (Preparer of Form - Please Print Name) Telephone Number (_____) Fax Number (_____)

F.E.I. No. _____

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
(850) 413-6600

Public Service Commission

October 5, 2001

Ms. Chris Crowe, Manager/Regulatory Compliance
Pac-West Telecomm, Inc.
1776 West March Lane, Suite 250
Stockton, CA 95207-6429

Dear Ms. Crowe:

On October 2, 2001, the Commission received your letter dated September 25th requesting cancellation of Pac-West Telecomm, Inc.'s IXC Certificate No. 7676. Rule 25-24.474(2)(a), (b), (c) and (3), F.A.C., states the following:

- (2) If a certificated company desires to cancel its certificate, it shall request cancellation from the Commission in writing and shall provide the following with its request.
 - (a) Statement of intent and date to pay Regulatory Assessment Fee.
 - (b) Statement of why the certificate is proposed to be cancelled.
 - (c) A Statement on treatment of customer deposits and final bills.
 - (d) Proof of individual customer notice regarding discontinuance of service.
- (3) Cancellation of a certificate shall be ordered subject to the holder providing the information required by subsection (2).

Your September 25th letter included all of the required information except (2)(a). As information, the Regulatory Assessment Fee is due by January 30th of each year for the prior year. The 2001 Regulatory Assessment Fee return notices will be mailed mid-December 2001 and become due January 30, 2002. Some companies requesting cancellation of their certificates go ahead and pay the fee and others state their intention to pay the fee by the due date of January 30, 2002.

Before staff can recommend a voluntary cancellation to Pac-West Telecomm, Inc., it needs to comply fully with the above rule. If you need the 2001 Regulatory Assessment Fee return notice prior to mid-December, just let me know and I will fax it to you.

As soon as this information or payment is received, the Commission will establish a docket to grant a voluntary cancellation with an effective date of November 1, 2001. Please respond in

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

Ms. Chris Crowe, Manager/Regulatory Compliance

Page 2

October 5, 2001

writing by October 22, 2001. In the meantime, 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, or at the above address.

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 distinct "J" and "I".

Paula J. Isler, Research Assistant
Bureau of Service Quality

Paula Isler

From: Linda Williams
Sent: Tuesday, October 02, 2001 11:20 AM
To: Paula Isler
Subject: RE:

Ok, thanks.

-----Original Message-----

From: Paula Isler
Sent: Tuesday, October 02, 2001 11:01 AM
To: Linda Williams
Subject: RE:

Correct.

-----Original Message-----

From: Linda Williams
Sent: Tuesday, October 02, 2001 11:00 AM
To: Paula Isler
Subject: RE:

No they didn't say. So, don't open the docket yet?

-----Original Message-----

From: Paula Isler
Sent: Tuesday, October 02, 2001 10:20 AM
To: Linda Williams
Subject: RE:

They were only certificated in 2001, so that is all they will owe. Did they either pay the 2001 fee or state when the 2001 fee would be paid as required by Rule 25-24.474, F.A.C.? If not, send to me and I'll contact them.

All our telecommunications rules require that a company's request for cancellation must include the company's intent and date certain the RAF will be paid. If a check or the required statement is not included in the letter, then the requests should be sent to me for investigation. Thanks.

-----Original Message-----

From: Linda Williams
Sent: Tuesday, October 02, 2001 10:16 AM
To: Paula Isler
Subject:

Good morning Paula. We have a letter from Pac-West Telecomm for cancellation of IXC cert, effective 11/1/01. Are they paid up?