



Public Service Commission

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

ORIGINAL

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JAN 31 PM 3:37
COMMISSION CLERK

DATE: January 31, 2002
TO: Blanca Bayó, Director, Division of Commission Clerk and Administrative Services
FROM: Kimberley Peña, Bureau of Telecommunications, Division of Legal Services *KMP*
RE: Request for Permission from Comptroller's Office to Write-Off the RAFs for the year 2000 for Fred Tosti (TE389). *8/2*

On April 9, 2001, Docket No. 010426-TC was established to address TE389's failure to remit RAFs for the year 2000. By Order No. PSC-01-1410-FOF-TC, issued on June 29, 2001, the Commission approved the cancellation of TE389's Pay Telephone Certificate No. 2747 due to the passing away of Mr. Tosti. The Commission further ordered that the outstanding Regulatory Assessment Fees not be sent to the Comptroller's Office for collection, but instead, that the Division of the Commission Clerk and Administrative Services should request permission to write-off the uncollectible amount.

Therefore, staff requests that Bureau of Administrative Services/Fiscal Services Section take the appropriate steps to seek permission from the Comptroller's Office to write-off the uncollectible RAFs for the year 2000 for TE389.

KMP

cc: Jackie Knight
Paula Isler
Jessica Elliot

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
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- OPC _____
- MMS _____
- SEC
- OTH _____

DOCUMENT NUMBER - DATE

01215 JAN 31 02

FPSC-COMMISSION CLERK

**STATE OF FLORIDA
OFFICE OF THE COMPTROLLER
BUREAU OF AUDITING
DELINQUENT ACCOUNTS RECEIVABLE TRANSMITTAL**

(PLEASE PRINT OR TYPE)

AGENCY: FLORIDA PUBLIC SERVICE COMMISSION

DATE: 1/31/02

CONTACT: KAREN BELCHER, DIRECTOR, FISCAL SERVICES

PHONE NUMBER: 413-6273

SAMAS ACCOUNT CODE: 61 20 2 573003 610000 00 000300
61 74 1 000331 610000 00 001200

TE389
010426-TC

Fred Tosti

AGENCY REFERENCE#	LAST NAME	FIRST	MIDDLE	SOCIAL SECURITY NUMBER	COMPTROLLER USE ONLY
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Fred Tosti, 1670 N.W. 3rd Street Deefield Beach, FL 33442

LAST KNOWN ADDRESS (INCLUDE ZIP)

HOME TELEPHONE	WORK TELEPHONE	PRINCIPLE AMOUNT	PENALTY/INTEREST AMOUNT	TOTAL
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§ 364.336, F.S.

§ 350.113, F.S. Rule 25-4.0161, F.A.C.

PENALTY/INTEREST AUTHORITY	DATE DEBT INCURRED	DEBT TYPE
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January 31, 2001

8

2000 REGULATORY ASSESSMENT FEES

DEBT DESCRIPTION, e.g., DRIVER LICENSE, SALARY OVERPAYMENT, PROPERTY DAMAGE

ADDITIONAL INFORMATION, e.g., DATE OF BIRTH, DRIVER LICENSE NUMBER, ETC.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida
Public Service Commission of Pay
Telephone Certificate No. 2747
issued to Fred Tosti for
violation of Rule 25-4.0161,
F.A.C., Regulatory Assessment
Fees; Telecommunications
Companies.

DOCKET NO. 010426-TC
ORDER NO. PSC-01-1410-FOF-TC
ISSUED: June 29, 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 GRANTING VOLUNTARY CANCELLATION OF
PAY TELEPHONE CERTIFICATE

BY THE COMMISSION:

Fred Tosti (Fred Tosti) currently holds Certificate of Public
Convenience and Necessity No. 2747, issued by the Commission on
July 2, 1991, authorizing the provision of pay telephone service.
The Division of Administration advised our staff by memorandum that
Fred Tosti had not paid the 2000 Regulatory Assessment Fees (RAFs).
Also, accrued statutory penalties and interest charges for late
RAFs payments for the year 2000 had not been paid. Fred Tosti was
scheduled to remit its RAFs by January 30, 2001.

Pursuant to Section 364.336, Florida Statutes, certificate
holders must pay a minimum annual RAF of \$50 if the certificate was
active during any portion of the calendar year. Pursuant to Rule
25-4.0161 (2), Florida Administrative Code, the form and applicable
fees are due to the Florida Public Service Commission by January 30
of the subsequent year. All entities that apply for certification
receive a copy of our rules governing pay telephone service.

DOCUMENT NUMBER-DATE

08080 JUN 29 2001

REGISTRATION DIVISION

ORDER NO. PSC-01-1410-FOF-TC
DOCKET NO. 010426-TC
PAGE 2

On April 16, 2001, Mr. Greg Tosti, son of Fred Tosti, called our staff and explained that his father had recently passed away. On May 2, 2001, the Commission received a letter from Mr. Greg Tosti requesting the cancellation of his father's pay telephone certificate. He also asked that we write-off the RAFs due on his father pay telephone certificate, including penalty and interest costs. Accordingly we find it appropriate to cancel the certificate effective December 31, 2000. Mr. Greg Tosti shall return to this Commission the Order granting authority to provide pay telephone services. The Commission is vested with jurisdiction over this matter pursuant to Sections 364.336, 364.285, and 364.335, Florida Statutes.

Based on the foregoing, it is

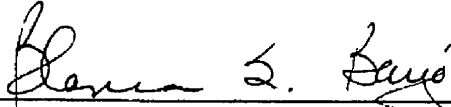
ORDERED by the Florida Public Service Commission that Fred Tosti's Certificate No. 2747 to provide pay telephone services is hereby canceled. It is further

ORDERED that the past due RAFs should not be sent to the Comptroller's Office for collection and permission to write off the uncollectible amount will be requested. It is further

ORDERED that Mr. Greg Tosti shall return to this Commission the Order granting authority to provide pay telephone service. It is further

ORDERED that this Docket is closed.

By ORDER of the Florida Public Service Commission this 29th Day of June, 2001.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)
JAE

ORDER NO. PSC-01-1410-FOF-TC
DOCKET NO. 010426-TC
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 Records and Reporting, 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 with the Director, Division of Records and reporting 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.