

**ORIGINAL**

**REQUEST TO ESTABLISH DOCKET**  
(Please Type)

<b>Date</b>	June 25, 2002	<b>Docket No.</b>	020569-TX
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<b>1. Division Name/Staff Name:</b>	Division of Competitive Markets & Enforcement/Isler
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**2. OPR: Division of Competitive Markets & Enforcement/Isler**

**3. OCR: Office of the General Counsel**

**4. Suggested Docket Title: Cancellation by Florida Public Service Commission of ALEC Certificate No. 5480 issued to Axsys, Inc. d/b/a Axsys, Inc./Tel Ptns. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.**

**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.**

PSC\CCA010-C (Rev 10/01)

DOCUMENT NUMBER 06536 JUN 25 08  
FPSC-COMMISSION CLERK

STATE OF FLORIDA

COMMISSIONERS:  
LILA A. JABER, CHAIRMAN  
J. TERRY DEASON  
BRAULIO L. BAEZ  
MICHAEL A. PALECKI  
RUDOLPH "RUDY" BRADLEY



DIVISION OF COMPETITIVE MARKETS &  
ENFORCEMENT  
WALTER D'HAESELEER  
DIRECTOR  
(850) 413-6600

## Public Service Commission

April 24, 2002

Mr. Richard L. Reiner, VP  
Axsys, Inc./Tel Ptns. (TX140)  
1101 Gulf Breeze Parkway, Suite 1  
Gulf Breeze, FL 32561-4891

Dear Mr. Reiner:

The Regulatory Assessment Fee (RAF) is due by January 30<sup>th</sup> of each year for the preceding calendar year. For certificate holders, the RAF is owed even if a telecommunications company may not have started operations or had any revenues. If payment is made after the due date, then statutory penalty and interest charges are applicable.

Our records show the 2001 RAF return notice was mailed December 12, 2001, and a delinquent notice was mailed February 20, 2002. As of this date, our records do not show receipt of the RAF return or payment. A copy of the 2001 RAF return form is attached.

If full payment, including penalty and interest charges, along with the RAF return form, are not received by May 15, 2002, it is my intention to establish a docket and recommend that the Commission fine your company \$1,000 or cancel your certificate. Please note that once a docket has been established, **just paying the delinquent RAF amount will not prevent your certificate from being cancelled.**

If you wish to cancel your certificate voluntarily and leave in good standing with the Commission, your company should pay the past due amount in full, complete the 2001 RAF return form, either pay the 2002 RAF or provide a date certain it will be paid, and comply with the requirements of Rule 25-24.820, Florida Administrative Code, copy attached. Any unpaid RAFs, including penalty and interest charges, are turned over to the Comptroller's Office for collection if the Commission cancels a company's certificate on its own motion (involuntary cancellations).

If you have any questions, please contact me at (850) 413-6502-voice, (850) 413-6503-fax, at the address below, or via internet e-mail at [pisler@psc.state.fl.us](mailto:pisler@psc.state.fl.us).

Mr. Richard L. Reiner, VP  
Page 2  
April 24, 2002

Sincerely,

A handwritten signature in cursive script that reads "Paula J. Isler". The signature is written in black ink and is positioned above the typed name.

Paula J. Isler, Research Assistant  
Bureau of Service Quality

Enclosures

# Alternative Local Exchange Company Regulatory Assessment Fee Return

## Florida Public Service Commission

(See Filing Instructions on Back of Form)

**STATUS:**

- \_\_\_\_\_ Actual Return
- \_\_\_\_\_ Estimated Return
- \_\_\_\_\_ Amended Return

TX140-01-0-R  
 Axsys, Inc./Tel Ptns.  
 1101 Gulf Breeze Parkway, Suite 1  
 Gulf Breeze, FL 32561-4891

**PERIOD COVERED:**

01/01/2001 TO 12/31/2001

**FOR PSC USE ONLY**

Check# \_\_\_\_\_

\$ \_\_\_\_\_ 0603006  
 \_\_\_\_\_ 003001

\$ \_\_\_\_\_ P  
 \_\_\_\_\_ 0603006  
 \_\_\_\_\_ 004011

\$ \_\_\_\_\_ I

Postmark Date \_\_\_\_\_

Initials of Preparer \_\_\_\_\_

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.	Basic Local Services	\$ _____	\$ _____
2.	Long Distance Services (IntraLATA only)**	_____	_____
3.	Access Services	_____	_____
4.	Private Line Services	_____	_____
5.	Leased Facilities & Circuits Services	_____	_____
6.	Miscellaneous Services	_____	_____
7.	TOTAL REVENUES		\$ _____
8.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)		_____
9.	Net Intrastate Operating Revenue for Regulatory Assessment Fee Calculation (Line 7 less Line 8)		_____
10.	Regulatory Assessment Fee Due (Multiply Line 9 by 0.0015)		_____
11.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	_____	
12.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	_____	
13.	<b>TOTAL AMOUNT DUE</b>		\$ _____

\* These amounts must be intrastate only and must be verifiable.  
 \*\* Other long distance revenue must be listed on the Interexchange Regulatory Assessment Fee Return.

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

**CURRENT COMPANY STATUS**

- ( ) Facilities-Based Provider
- ( ) Reseller
- ( ) Other: \_\_\_\_\_

**BILLING INFORMATION**

Complete below if billing agent if other than yourself.

\_\_\_\_\_ (Name) \_\_\_\_\_ (Address: City/State/Zip) \_\_\_\_\_ (Telephone)

**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. \_\_\_\_\_

**25-24.820 Revocation of a Certificate.**

(1) The Commission may on its own motion, after notice and opportunity for hearing, revoke a company's certificate for any of the following reasons:

- (a) Violation of a term or condition under which the authority was originally granted;
- (b) Violation of Commission rule or order;
- (c) Violation of Florida Statute; or
- (d) Violation of a price list standard.

(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. Cancellation of a certificate shall be ordered subject to the holder providing the required information.

- (a) A statement of intent and date certain to pay regulatory assessment fee.
- (b) A statement of why the certificate is proposed to be cancelled.
- (c) A statement as to how customer deposits and final bills will be handled.
- (d) Proof of individual customer notice regarding discontinuance of service.

**Specific Authority: 350.127(2), F.S.**

**Law Implemented: 364.335, 364.345, F.S.**

**History: New 12/26/95.**

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

AX140 Axsys, Inc./Tel Ptns.  
P. O. Box 851591  
Mobile, Alabama 36685-1591

**COMPLETE THIS SECTION ON DELIVERY**

- A. Received by (Please Print Clearly) | B. Date of Delivery  
*JEAN REINER* | *1/10/01*
- C. Signature  
*Jean Reiner*  Agent  Addressee
- D. Is delivery address different from item 1?  Yes  No  
If YES, enter delivery address below:

3. Service Type

- Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number  
(Transfer from) *7001 2530 0007 6218 3090*

PS Form 3811, March 2001

Domestic Return Receipt

102595-01-M-1424

## MCD Company Information for TX140

Printed on 06/25/2002 at 09:25:27 by PJI

Company Code: TX140  
Company Name: Axsys, Inc./Tel Ptns. — *not full name*  
Certificate No(s): 5480  
Status: Active  
Regulation Date: 11/11/1997  
Bankruptcy: No  
Company Liaison #1: Richard L. Reiner  
Title: Vice President  
Mailing Address: 1101 Gulf Breeze Parkway, Suite 1

Physical Location: Gulf Breeze, FL 32561-4891  
1101 Gulf Breeze Parkway, Suite 1

Phone: Gulf Breeze, FL 32561-4891  
(334) 648-2929  
Fax: (334) 634-8086

### Related Dockets:

970847-TP Request for approval of interconnection and unbundling agreement negotiated by BellSouth Telecommunications, Inc. with Axsys, Inc. d/b/a Axysy, Inc./Tel Ptns, pursuant to Section 252 of the Telecommunications Act of 1996.

971089-TX Application for certificate to provide alternative local exchange telecommunications service by Axsys, Inc./Tel Ptns.

981026-TP Request by BellSouth Telecommunications, Inc. for approval of interconnection, unbundling, and resale agreement with Axsys, Inc. d/b/a Axsys, Inc./Tel Ptns. pursuant to Sections 251, 252, and 271 of the Telecommunications Act of 1996.

991968-TX Cancellation by Florida Public Service Commission of Alternative Local Exchange Telecommunications Certificate No. 5480 issued to Axsys, Inc. d/b/a Axsys, Inc./Tel Ptns. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

011412-TX Compliance investigation of Axsys, Inc. d/b/a Axsys, Inc./Tel Ptns. for apparent violation of Section 364.183(1), F.S., Access to Company Records.

**COMPANY IDENTIFICATION**

Printed on 04/23/2002 at 15:58:13 by PJI

Complete Name: Axsys, Inc. d/b/a Axsys, Inc./Tel Ptns.

Mailing Name: Axsys, Inc./Tel Ptns.

Company Code: TX140                      FEID Number: 63-0986148

**RAF ACCOUNT FOR THE PERIOD 01/01/2001 THROUGH 12/31/2001**

Reg. Date: 11/11/1997                      Inactive Date:

Service: ALX - Alternative Local Exchange

Received: No RAF Form

Status: Pending

Amended: No                                      Extension: No

Frozen: No                                        Comments: No

Payment Count: 0 Payments Made to Date

Operating Rev:                      \$0.00                      Interstate Rev:                      \$0.00

RAF Rate:                                        Net RAF Due:                      \$0.00

Assessment	Due	Paid	Owe
RAF	\$0.00	\$0.00	\$0.00
Penalty	\$0.00	\$0.00	\$0.00
Interest	\$0.00	\$0.00	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
<b>Total</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

Last modification was made on Thursday, December 6, 2001 at 2:35 PM by Jackie Knight

Period covered: 01/01/2001 through 12/31/2001                      RAF rate:

Operating rev:                      \$0.00                      Gross intrastate rev:                      \$0.00

Documents: Delinquent letter mailed on 02/20/2002

                    RAF form mailed on 12/06/2001