

REQUEST TO ESTABLISH DOCKET

(Please Type)

Date	July 9, 2002	Docket No.	020654-TI
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1. Division Name/Staff Name:	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 IXC Certificate No. 2993 issued to Capsule Communications, Inc. 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.

DOCUMENT NUMBER - DATE
06996 JUL-98
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

May 13, 2002

Mr. Michael McAnulty, Treasurer & CFO
Capsule Communications, Inc. (TI055)
2 Greenwood Square, Suite 275
3331 Street Road
Bensalen, PA 19020-2054

Dear Mr. McAnulty:

The Regulatory Assessment Fee (RAF) is due by January 30th 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. In addition, our records show that you have a past due balance of the penalty and interest charges, which also must be paid. A breakdown is attached.


If full payment, including penalty and interest charges, along with the RAF return form, are not received by June 3, 2002, it is my intention to establish a docket and recommend that the Commission fine your company \$500 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 25-24.474, 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.

Mr. Michael McAnulty, Treasurer & CFO
Page 2
May 13, 2002

Sincerely,

A handwritten signature in black ink that reads "Paula J. Isler". The signature is written in a cursive style with a large, stylized initial "P".

Paula J. Isler, Research Assistant
Bureau of Service Quality

Enclosures

Interexchange Company Regulatory Assessment Fee Return

STATUS:

- Actual Return
- Estimated Return
- Amended Return

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

Florida Public Service Commission

(See Filing Instructions on Back of Form)

TI055-01-0-R
 Capsule Communications, Inc.
 2 Greenwood Square, Suite 275
 3331 Street Road
 Bensalem, PA 19020-2054
 CC: P. Isler

FOR PSC USE ONLY

Check# _____

\$ _____ 0603001
 _____ 003001

\$ _____ P _____
 _____ 0603001
 _____ 004011

\$ _____ I _____

Postmark Date _____

Initials of Preparer _____

Please Complete Below If Official Mailing Address Has Changed

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

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

Capsule Communications, Inc. (TI055)
Certificate No. 2993, Effective 08/13/92

Year	Fee	Penalty	Interest	Notes
1998	N/A	\$ 5.72	\$1.14	Payment was due 02/01/99. The company's payment for the RAF was postmarked 02/05/99, leaving a penalty and interest balance of \$6.86.
1999	\$0.01	\$2.77	\$0.55	Payment was due 01/31/00. The company's payment for the RAF was postmarked 02/04/00, leaving a penalty and interest balance of \$3.33.
2001				Payment was due 01/30/02. Our records do not show record of payment. I am not including a total for 2001 since the RAF is .0015% of a company's intrastate revenues or \$50.00, which is greater. Statutory penalty and interest charges are applicable and depends upon the amount of RAF due and when payment is postmarked.
Total	\$0.01	\$8.49	\$1.69	Total: \$10.19

25-24.474 Cancellation of a Certificate.

(1) The Commission may on its own motion cancel a company's certificate for any of the following reasons:

- (a) Violation of the terms and conditions under which the authority was originally granted;
- (b) Violation of Commission rule or order; or
- (c) Violation of Florida Statutes.

(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).

Specific Authority 350.127(2) FS.

Law Implemented 350.113, 350.127(1), 364.285, 364.337, 364.345 FS.

History--New 2-23-87, Amended 3-13-96.

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:

T1055

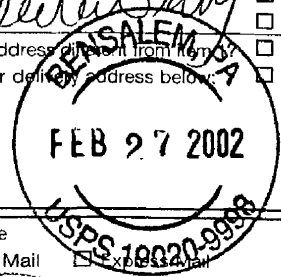
COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature

X *Stephen King* Agent Addressee

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:



3. Service Type

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

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number

(Transfer from service label)



001 2510 0007 4217 2397

FSS

MCD Company Information for T1055

Printed on 07/09/2002 at 08:47:17 by PJI

Company Code: T1055
Complete Name: Capsule Communications, Inc.
Mailing Name: Capsule Communications, Inc.
Certificate No(s): 2993
Status: Active
Regulation Date: 08/13/1992
Bankruptcy: No
Company Liaison #1: Michael McAnulty
Title: Treasurer and CFO
Mailing Address: 2 Greenwood Square, Suite 275
3331 Street Road
Bensalem, PA 19020-2054
Physical Location: 2 Greenwood Square, Suite 275
3331 Street Road
Bensalem, PA 19020-2054
Phone: (215) 244-3424
Fax: (215) 244-3443

Related Dockets:

920122-TI Application for certificate to provide interexchange telecommunications services by US WATS, INC. d/b/a US WATS ENTERPRISES, INC.

971506-TI Request for approval of transfer of control of US WATS, Inc. d/b/a US WATS Enterprises, Inc. (holder of IXC Cert. No. 2993) to ACC Corp., parent company of ACC National Long Distance Corp. d/b/a ACC Long Distance (holder of IXC Certificate No. 4007).

000133-TI Request for approval of merger of US WATS, Inc. d/b/a US WATS Enterprises, Inc. (holder of IXC Certificate No. 2993) into Capsule Communications, Inc., and for change in name on Certificate No. 2993 to Capsule Communications, Inc.

010040-TI Petition for approval of transfer of control of Capsule Communications, Inc. (holder of IXC Certificate No. 2993) from Gold & Appel Transfer, S.A. and Foundation for the International Non-Governmental Development of Space to Startec Global Communications Corporation.

011170-TI Application for approval of transfer of control whereby Capsule Communications, Inc. (holder of IXC Certificate No. 2993) will become a wholly owned subsidiary of Covista Communications, Inc.

COMPANY IDENTIFICATION

Printed on 05/10/2002 at 13:59:54 by PJI

Complete Name: Capsule Communications, Inc.

Mailing Name: Capsule Communications, Inc.

Company Code: TI055 FEID Number: 22-3055962

RAF ACCOUNT FOR THE PERIOD 01/01/1998 THROUGH 12/31/1998

Reg. Date: 08/13/1992 Inactive Date:
 Service: IXC - Interexchange Telephone
 Received: Actual RAF Form
 Status: Pending
 Amended: No Extension: No
 Frozen: No Comments: No
 Payment Count: 1 Payment Made to Date
 Operating Rev: \$76,307.00 Interstate Rev: \$0.00
 RAF Rate: 0.0015 Net RAF Due: \$114.46

Assessment	Due	Paid	Owe
RAF	\$114.46	\$114.46	\$0.00
Penalty	\$5.72	\$0.00	\$5.72
Interest	\$1.14	\$0.00	\$1.14
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$121.32	\$114.46	\$6.86

Last modification was made on Tuesday, December 5, 2000 at 8:42 AM by Jackie Knight

Period covered: 01/01/1998 through 12/31/1998 RAF rate: 0.0015
 Operating rev: \$76,307.00 Interstate rev: \$0.00
 Documents: Actual RAF form received on 02/05/1999
 RAF form mailed on 11/19/1998
 Postmarked Trans Date Date Posted-By Dep # Check # Check Amount
 02/05/1999 02/16/1999 02/26/1999-JIK EH085 35196 \$114.46
 RAF paid EH085 \$114.46

COMPANY IDENTIFICATION

Printed on 05/10/2002 at 13:59:30 by PJI

Complete Name: Capsule Communications, Inc.

Mailing Name: Capsule Communications, Inc.

Company Code: TI055 FEID Number: 22-3055962

RAF ACCOUNT FOR THE PERIOD 01/01/1999 THROUGH 12/31/1999

Reg. Date: 08/13/1992 Inactive Date:
 Service: IXC - Interexchange Telephone
 Received: Actual RAF Form
 Status: Pending
 Amended: No Extension: No
 Frozen: No Comments: No
 Payment Count: 1 Payment Made to Date
 Operating Rev: \$36,957.00 Interstate Rev: \$252,546.00
 RAF Rate: 0.0015 Net RAF Due: \$55.44

Assessment	Due	Paid	Owe
RAF	\$55.44	\$55.43	\$0.01
Penalty	\$2.77	\$0.00	\$2.77
Interest	\$0.55	\$0.00	\$0.55
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$58.76	\$55.43	\$3.33

Last modification was made on Tuesday, December 5, 2000 at 8:42 AM by Jackie Knight

Period covered: 01/01/1999 through 12/31/1999 RAF rate: 0.0015
 Operating rev: \$36,957.00 Interstate rev: \$252,546.00
 Documents: Actual RAF form received on 02/04/2000
 RAF form mailed on 01/27/2000
 RAF form mailed on 12/02/1999

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
06/13/2001	06/13/2001	06/13/2001-DOC			\$0.00
		Penalty paid			\$0.00
		Penalty paid			\$0.00
		Penalty paid			\$0.00
		Penalty paid			\$0.00
02/04/2000	02/21/2000	02/21/2000-JIK	FH245	41818	\$55.43
		RAF paid	FH245		\$55.43

COMPANY IDENTIFICATION

Printed on 05/10/2002 at 12:34:45 by PJI

Complete Name: Capsule Communications, Inc.

Mailing Name: Capsule Communications, Inc.

Company Code: TI055 FEID Number: 22-3055962

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

Reg. Date: 08/13/1992 Inactive Date:
 Service: IXC - Interexchange Telephone
 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
Total	\$0.00	\$0.00	\$0.00

Last modification was made on Thursday, December 6, 2001 at 2:56 PM by Jackie Knight

Period covered: 01/01/2001 through 12/31/2001 RAF rate:
 Operating rev: \$0.00 Interstate rev: \$0.00
 Documents: RAF form mailed on 05/10/2002
 Delinquent letter mailed on 02/20/2002
 RAF form mailed on 12/06/2001