

State of Florida



Public Service Commission
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TALLAHASSEE, FLORIDA 32399-0850

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COMMISSION CLERK

DATE: JANUARY 9, 2003
TO: DIRECTOR, DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES (BAYÓ)
FROM: DIVISION OF COMPETITIVE MARKETS & ENFORCEMENT (T.WILLIAMS) &
OFFICE OF THE GENERAL COUNSEL (L.DODSON)
RE: DOCKET NO. 020469-TX - APPLICATION FOR CERTIFICATE TO PROVIDE ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATIONS SERVICE BY CLERTECH.COM.INC. D/B/A CLERTECH.COM.
AGENDA: 01/21/03 - REGULAR AGENDA - PROPOSED AGENCY ACTION - INTERESTED PERSONS MAY PARTICIPATE
CRITICAL DATES: NONE
SPECIAL INSTRUCTIONS: NONE
FILE NAME AND LOCATION: S:\PSC\CMP\WP\020469.RCM

CASE BACKGROUND

On May 24, 2002, Clertech.com. Inc., d/b/a Clertech.com (Clertech.com) filed an application for a certificate to provide alternative local exchange services in Florida. After reviewing the application, staff attempted to contact Mr. Manetirony Clervrain, General Manager of Clertech.com to inform him that the application did not meet the requirements of Rule 25-24.810, Florida Administrative Code. Staff left several voice messages for Mr. Clervrain. On September 11, 2002, staff sent Mr. Clervrain an e-mail message; there was no reply. On October 16, 2002, staff called Mr. Clervrain again and got a recording that the number was no longer in service. On October 21, 2002, staff sent a certified letter to Mr. Clervrain advising him that additional information was needed to complete the application. Staff requested a response by November 15, 2002. No response has been received.

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Therefore, staff has prepared a recommendation to deny Clertech.com. Inc., d/b/a Clertech.com's application for a certificate to provide alternative local exchange service in Florida.

DISCUSSION OF ISSUES

ISSUE 1: Should Clertech.com. Inc., d/b/a Clertech.com's application for certification to provide alternative local exchange company service within the State of Florida be denied?

RECOMMENDATION: Yes. (Williams)

STAFF ANALYSIS: To date, the company has not submitted the required financial information as required in Section 364.337(1), Florida Statutes, and Rule 25-24.810, Florida Administrative Code, to have a complete application on file with this Commission. Further, the company has not properly registered its d/b/a with the Division of Corporations.

Therefore, staff recommends that this application be denied.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes, this docket should be closed upon issuance of a Consummating Order unless a person whose substantial interests are affected by the Commission's Proposed Agency Action files a written protest within 21 days of the issuance date of the Proposed Agency Action Order resulting from this recommendation. (Dodson)

Docket No. 020469-TX
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STAFF ANALYSIS: If no timely protest to the proposed agency action order is filed within 21 days of the date of issuance of the Order, this docket should be closed upon the issuance of the Consummating Order.