

**REQUEST TO ESTABLISH DOCKET**

(Please Type)

<b>Date</b>	January 23, 2003	<b>Docket No.</b>	030073-TC
<b>1. Division Name/Staff Name:</b>		Division of Competitive Markets & Enforcement/Isler	
<b>2. OPR: Division of Competitive Markets &amp; Enforcement/Isler</b>			
<b>3. OCR: Office of the General Counsel</b>			
<b>4. Suggested Docket Title: Bankruptcy Cancellation by Florida Public Service Commission of PAT Certificate No. 783 issued to Elcotel, Inc. , Effective 12/31/02</b>			
<b>5. Suggested Docket Mailing List (attach separate sheet if necessary)</b>			
<b>A. Provide NAMES OR ACRONYMS ONLY if a regulated company.</b>			
<b>B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)</b>			
<b>1. Parties and their representatives (if any):</b>			
<b>2. Interested persons and their representatives (if any):</b>			
<b>6. Check one:</b>			
<input checked="" type="checkbox"/> <b>Documentation is attached.</b>			
<input type="checkbox"/> <b>Documentation will be provided with recommendation.</b>			
PSC\CCA010-C (Rev 10/01)			

DOCUMENT NUMBER 00748  
JAN 24 8  
FPSC-COMMISSION CLERK

Elcotel Trust  
P.O. Box 2579  
Oneco, FL 34264

DISTRIBUTION CENTER

03 JAN 21 AM 9:46

January 17, 2003

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

Attention: Ms. Paula J. Isler, Research Assistant  
Bureau of Service Quality

RE: Elcotel, Inc. (TC696)

Delivered Via Facsimile and US Mail

Dear Ms. Isler:

In response to your letter dated January 9, 2003, please accept this letter as a request to cancel the pay telephone certificate of Elcotel, Inc. (former address at 6428 Parkland Drive, Sarasota, FL 34243) based upon the following reasons:

1. Elcotel, Inc. sold its assets as of December 31, 2001, and liquidated its business pursuant to the Order Confirming the Second Amended Joint Plan of Elcotel, Inc. and its Affiliates (the "Plan") issued by the United States Bankruptcy Court, Tampa Division (the "Court") dated January 15, 2002 (the "Confirmation Order").
2. As a result of the sale of the Company's assets and its liquidation, the Company ceased operating its payphone business as of December 31, 2001.

In addition, the Bar Date for submitting administrative claims pursuant to the Confirmation Order was 45 days after the date of the Confirmation Order. Since the PSC failed to file a claim by the Bar Date, the claim referred to in your letter cannot be paid from the Elcotel Trust created pursuant to Plan. Therefore, I respectfully request that the PSC waive any fees that may be owed by Elcotel, Inc. as of this date.

If you have any questions, please contact me at (941) 752-6475, extension 227.

Sincerely,



William H. Thompson  
Trustee

2003 JAN 21 AM 10:18  
DIVISION OF  
COMPETITIVE SERVICES

TRANSMISSION VERIFICATION REPORT

TIME : 01/09/2003 09:51  
NAME :  
FAX :  
TEL :

DATE, TIME	01/09 09:50
FAX NO./NAME	619417524966
DURATION	00:00:48
PAGE(S)	02
RESULT	OK
MODE	STANDARD ECM

*faxed  
1/19 letter  
(2 pgs)*

STATE OF FLORIDA

COMMISSIONERS:  
LILA A. JABER, CHAIRMAN  
J. TERRY DEASON  
BRAULIO L. BAEZ  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



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

## Public Service Commission

January 9, 2003

Via Facsimile (941) 752-4966

Mr. William H. Thompson, Sr. Vice President  
Elcotel, Inc. (TC696)  
6428 Parkland Drive  
Sarasota, FL 34243-4074

Dear Mr. Thompson:

The Commission received the company's 2002 Regulatory Assessment Fee return form with the note "Company liquidated pursuant to order of Bankruptcy Court" and which appears to be a request for cancellation. Rule 25-24.514, Florida Administrative Code, states:

- (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.

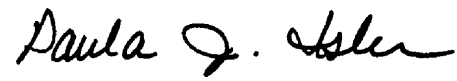
If you wish to cancel Elcotel, Inc.'s pay telephone certificate, please write a letter and explain why you want the certificate cancelled (such as you are no longer in the payphone business due to bankruptcy) and ask that any unpaid Regulatory Assessment Fees be written-off, if the company has no funds to pay the fees.

As information, according to our records, Elcotel, Inc. has a \$3.00 balance for late payment of the 1997 Regulatory Assessment Fee and the \$50.00 minimum is due by January 30, 2003, for the 2002 Regulatory Assessment Fee.

If your letter requesting cancellation is received by January 30<sup>th</sup>, I will establish a docket to cancel the company's certificate effective December 31, 2002. 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](mailto:pisler@psc.state.fl.us), or at the address below.

Mr. William H. Thompson, Sr. Vice President  
Page 2  
January 9, 2003

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

# Pay Telephone Service Provider Regulatory Assessment Fee Return

**STATUS:**

- Actual Return
- Estimated Return
- Amended Return

**PERIOD COVERED:**  
01/01/2002 TO 12/31/2002

**Florida Public Service Commission**

(See Filing Instructions on Back of Form)

TC696-02-0-R  
Elcotel, Inc.  
6428 Parkland Drive  
Sarasota, FL 34243-4074

Please Complete Below If Official Mailing Address Has Changed

**FOR PSC USE ONLY**

Check# \_\_\_\_\_  
\$ \_\_\_\_\_ 0603002  
003001  
\$ \_\_\_\_\_ P  
0603002  
004011  
\$ \_\_\_\_\_ I  
Postmark Date 12/30/02  
Initials of Preparer JK

(Name of Company)

(Address)

(City/State)

(Zip)

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Operating Revenue (Florida)	\$ 0
2.	Gross Intrastate Revenue	0
3.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	( 0 )
4.	<b>TOTAL REVENUES for Regulatory Assessment Fee Calculation</b> (Line 2 less Line 3)	\$ 0
5.	Regulatory Assessment Fee Due – (Multiply Line 4 by 0.0015)	0
6.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	0
7.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	0
8.	<b>TOTAL AMOUNT DUE</b>	\$ 0

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

**THIS FORM MUST BE COMPLETED AND RETURNED REGARDLESS OF THE AMOUNT OF REVENUES REPORTED**

9. Number of pay telephones in operation at close of period covered by this Return 0

*Note - Company liquidated pursuant to order of Bankruptcy Court*

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

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 official duty shall be guilty of a misdemeanor of the second degree

WJ Thompson  
(Signature of Company Official)

CEO  
(Title)

12/4/02  
(Date)

William H. Thompson  
(Preparer of Form - Please Print Name)

Telephone Number (941) 752-6475 Fax Number (941) 752-4966

F.E.I. No 59-2518405

*c: Paula Isler*

COMPANY IDENTIFICATION

Printed on 01/08/2003 at 09:38:01 by PJI

Complete Name: Elcotel, Inc.

Mailing Name: Elcotel, Inc.

Company Code: TC696 FEID Number: 59-2518405

RAF ACCOUNT FOR THE PERIOD 01/01/1997 THROUGH 12/31/1997

Reg. Date: 03/28/1986 Inactive Date:
Service: PAT - Pay Telephone
Received: Actual RAF Form
Status: Pending
Amended: No Extension: No
Frozen: No Comments: No
Payment Count: 1 Payment Made to Date
Operating Rev: \$13,666.20 Interstate Rev: \$0.00
RAF Rate: 0.0015 Net RAF Due: \$50.00

Table with 4 columns: Assessment, Due, Paid, Owe. Rows include RAF, Penalty, Interest, Extension Fee, and Total.

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

Period covered: 01/01/1997 through 12/31/1997 RAF rate: 0.0015
Operating rev: \$13,666.20 Gross intrastate rev: \$0.00
Documents: Actual RAF form received on 01/31/1998
RAF form mailed on 11/24/1997 (Certified id #: P173 997 342)
Postmarked Trans Date Date Posted-By Dep # Check # Check Amount
01/31/1998 02/13/1998 02/18/1998-CLB DH703 023618 \$50.00
RAF paid DH703 \$50.00

**COMPANY IDENTIFICATION**

Printed on 01/08/2003 at 09:38:35 by PJI

Complete Name: Elcotel, Inc.

Mailing Name: Elcotel, Inc.

Company Code: TC696                      FEID Number: 59-2518405

**RAF ACCOUNT FOR THE PERIOD 01/01/2002 THROUGH 12/31/2002**

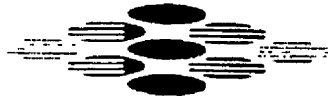
Reg. Date: 03/28/1986                      Inactive Date:  
 Service: PAT - Pay Telephone  
 Received: No RAF Form  
 Status: Pending  
 Amended: No                                  Extension: No  
 Frozen: No                                    Comments: No  
 Payment Count: 0 Payments Made to Date  
 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
<b>Total</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

Last modification was made on Thursday, December 5, 2002 at 1:39 PM by Jackie Knight

Period covered: 01/01/2002 through 12/31/2002                      RAF rate:  
 Operating rev:                                  \$0.00                      Gross intrastate rev:                                  \$0.00  
 Documents: RAF form mailed on 12/05/2002





**ELCOTEL**  
TELECOMMUNICATIONS

*1/23/01*

01 JAN 23 AM 8 31

MAIL ROOM

Contacts:  
Fred MacFarlane  
Sitrick and Company  
(310) 788-2850  
(941) 758-0389

Michael Boyle  
ELCOTEL  
(941) 758-0389

*TC 696 (M)*

**FOR IMMEDIATE RELEASE:**

**ELCOTEL FILES FOR REORGANIZATION TO DEAL WITH DEBT: BUSINESS ACTIVITIES TO REMAIN IN FULL OPERATION AS COMPANY FOCUSES ON GROWING WIRELESS AND INTERNET APPLIANCE MARKETS**

Sarasota, FL, January 19, 2001 – Elcotel, Inc. (NASDAQ: ECTL) announced today that the Company and its subsidiaries have filed a voluntary petition for reorganization under Chapter 11 of the United States Bankruptcy Code. In the filing, made in United States Bankruptcy Court, Elcotel attributed the need to file to debt associated with continuing investment in wireless products for its core payphone business and developing its Internet appliance business. Elcotel said, however, that it is committed to maintaining and operating its businesses while it restructures its debt obligations. The Company said it expects that sales, service and support functions will

remain in full operation for customers and distributors around the world during this process.

*1-24-01  
Cj to CMP/P. Isla*

DOCUMENT NUMBER-DATE

00958 JAN 23 01

*76926*

RECEIVED  
COMMUNICATIONS  
DEPARTMENT  
JAN 23 2001  
11:00 AM  
NONPAY

Elcotel has already received court approval to use existing funds to operate on a "business as usual" basis while we evaluate options for additional financing, as needed. The Company said it plans to retain professional services to advise the Company on various recapitalization alternatives and assist in discussions with its debt holder.

As previously announced, Elcotel has been in discussions with its debt holder on a forbearance agreement since September 2000 when some \$11.2 million in bank debt became due and payable. Elcotel reported a net loss of \$4.2 million, or \$0.30 per diluted share, on revenues of \$16.4 million for the first half of its fiscal year 2001 ended September 30, 2000.

"Filing for Chapter 11 is an unfortunate but necessary step in our plan to restructure Elcotel. This allows us time to secure the financial resources needed to continue to effectively serve our customers and prepare for new market opportunities," said Mike Boyle, Chairman and Chief Executive Officer of Elcotel.

"We remain the dominant competitor in the nation's 'smart' payphone business, and we have a growing market presence in Latin and South America. We intend to be a major player both in the U.S. and abroad within the growing Internet appliance and application service provider business. Elcotel's Board of Directors supports the steps we are taking to restructure our finances and point our company toward future growth opportunities," Boyle said.

Faced with a declining national market for payphones due to increasing wireless

phone usage, Elcotel recently implemented a new business plan that involves reduced operating and capital expenditures and a simplified distribution strategy that focuses on its top-tier customers. In addition, the Company broadened its business focus to include the growing international wireless market, and the domestic Internet appliance market. Earlier this year, Elcotel introduced its Grapevine and e-Prism product family of non-PC based Internet appliances and application support services that employ "thin client" technologies to offer a wide variety of Internet services – including E-Mail retrieval, stock market information and product advertising – and provide services in such public venues as convention centers, malls, hotels, and airports, among others. "Unlike payphones, publicly-accessible Internet appliances are a growing and potentially huge market for our company," Mr. Boyle said. "What's more, we not only manufacture these appliances but we also operate the server networks the end users depend on to access content or manage specialized communications needs. So we have additional revenue streams in these products extending well beyond their manufacture. Furthermore, we have developed wireless products for the growing international market that integrate CDMA, TDMA and GSM wireless technologies, as well as design components based on our Grapevine technology."

Mr. Boyle said he expects that this restructuring, coupled with the financial stability he hopes to achieve during the Chapter 11 process, will enable the company to emerge from Chapter 11 as quickly as possible and remain a market leader in the public communications market place. "We've adjusted to where the payphone market is headed," Mr. Boyle concluded. "Now we must deal decisively with our present debt position."

Elcotel, Inc., based in Sarasota, Florida, is a leader in providing public access telecommunications networks and management services for both domestic and international wireline and wireless communication networks. Visit Elcotel's corporate website at [www.elcotel.com](http://www.elcotel.com).

*This press release may include statements that constitute "forward-looking" statements, usually containing the words "believe", "estimate", "expect", or similar expressions. These statements are made pursuant to the safe harbor provisions of the Private Securities Litigation Reform Act of 1995. Forward-looking statements inherently involve risks and uncertainties that could cause actual results to differ materially from the forward-looking statements. Factors that would cause or contribute to such differences include, but are not limited to, continued acceptance of the Company's products in the marketplace, new product introduction and acceptance, adverse regulatory action affecting the Company and the Company's customers, competition, obsolescence of the Company's products, and other uncertainties detailed in the Company's periodic filings with the Securities and Exchange Commission (SEC). All forward-looking statements in this press release are based on historical information available and management's beliefs, expectations, estimates, intentions and anticipations as of the date of this release. Such information may change or become invalid after the date of this release, and by making these forward-looking statements, the Company undertakes no obligation to update these statements for revisions or changes after the date of this release.*

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