

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

<b>Date</b>	August 5, 2003	<b>Docket No.</b>	03 0759 - T1
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<b>1. Division Name/Staff Name:</b>	Division of Competitive Markets & Enforcement/Isler
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<b>2. OPR:</b>	Division of Competitive Markets & Enforcement
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<b>3. OCR:</b>	Office of the General Counsel
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<b>4. Suggested Docket Title:</b>	Imposition of penalties by Florida Public Service Commission against IXC
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Registration No. T1510, issued to Zenex Long Distance, Inc., for violation of Sections 363.336, Florida Statutes, and 364.02, Florida Statutes.

**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  
07127 AUG-5 8  
FPSC-COMMISSION CLERK

State of Florida



Public Service Commission  
-M-E-M-O-R-A-N-D-U-M-

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**DATE:** June 25, 2003  
**TO:** Paula Isler, Division of Competitive Markets and Enforcement  
**FROM:** Sandy Moses, Division of the Commission Clerk and Administrative Services *SM*  
**RE:** Returned Mail - Zenex Long Distance, Inc. - Company Code TI510

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Mail addressed to the organization at the address shown below has been returned to the Commission by the U.S. Postal Service for the reason indicated on the attached copy of the envelope. Staff in the Hearing Services Section has confirmed that the address matches that in the Master Commission Directory. Attempts to contact the company by telephone and e-mail have been unsuccessful.

Zenex Long Distance, Inc.  
2912 Lakeside Drive  
Oklahoma City, OK 73120-2508

If you are successful in contacting the company, please furnish current mailing and location addresses, as well as any other updated MCD information you obtain. Thank you for assisting this division in maintaining current information in the Master Commission Directory.

SM/LKF  
Attachment

2003 JUN 27 4:54:43  
DIVISION OF  
COMPETITIVE SERVICES

## Lee Fulcher

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**From:** Judy Riley [jriley@telecompliance.net]  
**Sent:** Thursday, May 22, 2003 3:01 PM  
**To:** 'Lee Fulcher'  
**Subject:** RE: Returned Mail - Zenex Long Distance, Inc. - Company Code TI510

We do not represent Zenex any longer. That is why this mail was sent back. All other mail for other companies should continue to be sent to this address.

Judy Riley

Judith A. Riley  
Telecom Professionals, Inc.  
2912 Lakeside Drive  
Oklahoma City, OK 73120  
405-755-8177 Voice  
405-755-8377 FAX  
www.telecompliance.net

-----Original Message-----

**From:** Lee Fulcher [mailto:LFulcher@PSC.STATE.FL.US]  
**Sent:** Thursday, May 22, 2003 1:50 PM  
**To:** 'jriley@telecompliance.net'  
**Subject:** Returned Mail - Zenex Long Distance, Inc. - Company Code TI510

05/22/03

Mail addressed to your organization at the address shown below has been returned to the Florida Public Service Commission (FPSC):

Zenex Long Distance, Inc.  
2912 Lakeside Drive  
Oklahoma City, OK 73120-2508

You may send corrections by e-mail to Ms. Nonnye Grant, ngrant@psc.state.fl.us, fax them to (850) 413-7118, or send them by mail to the Florida Public Service Commission, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850.

As soon as the address correction is received, we will update the information contained in the Master commission Directory (MCD). You may view additional information contained in the MCD on your organization by visiting the Commission's Web site at [www.psc.state.fl.us](http://www.psc.state.fl.us). Once you are connected, click on the topic "General Information," then, "Companies Regulated by the FPSC," then "View Companies." When the alphabetical listing of companies appears, find your company's name, then click on the company code hyperlink located in the right-hand column. If any of the information is incorrect, please provide appropriate updates.

Thank you for your assistance in this matter, and, if you have any questions, contact me at telephone number (850) 413-6640, or by return e-mail.

Florida Public Service Commission  
Bureau of Records and Hearing Services  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

TIS10



Brian Gustas, President  
(405) 749-9999 - Disconnected

Zenex Long Distance, Inc.  
2912 Lakeside Drive  
Oklahoma City OK 73120-2508

RECEIVED-FPSC  
03 JUN - 6 AM 9:56  
COMMISSION  
CLERK

ZENE912 731202024 1503 14 05/17/03  
RETURN TO SENDER  
:ZENEX LONG DISTANCE  
MOVED LEFT NO ADDRESS  
UNABLE TO FORWARD  
RETURN TO SENDER





STATE OF FLORIDA

# 340

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

April 28, 2003

Mr. Brian Gustas, President  
Zenex Long Distance, Inc. (TI510)  
2912 Lakeside Drive  
Oklahoma City, OK 73120-2508

Dear Mr. Gustas:

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 that the 2002 RAF return notice was mailed on December 12, 2002, and a delinquent notice was mailed on February 20, 2003. As of this date, our records do not show receipt of the RAF return or payment. A copy of the 2002 RAF return form is enclosed. Our records also show that you have a small past due balance for late payment of a prior year's fee, which must be paid. A breakdown is enclosed.

If full payment, including penalty and interest charges, along with the RAF return form, are not received by May 19, 2003, a docket will be established. Your company will be fined or your certificate cancelled if you do not respond. 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 2002 RAF return form, either pay the 2003 RAF or provide a date certain it will be paid, and comply with the requirements of Rule 25-24.474, Florida Administrative Code, copy enclosed. Any unpaid RAFs, including penalty and interest charges, are turned over to the Florida Department of Financial Services for further collection efforts.

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

Sincerely,

A handwritten signature in cursive script that reads "Paula J. Isler".

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:**

01/01/2002 TO 12/31/2002

**Florida Public Service Commission**

(See Filing Instructions on Back of Form)

TI510-02-0-R  
 Zenex Long Distance, Inc.  
 2912 Lakeside Drive  
 Oklahoma City, OK 73120-2508

cc: P. Ister

Please Complete Below If Official Mailing Address Has Changed

**FOR PSC USE ONLY**

Check# \_\_\_\_\_  
 \$ \_\_\_\_\_ 0603001  
 \_\_\_\_\_ 003001  
 \$ \_\_\_\_\_ P  
 \_\_\_\_\_ 0603001  
 \_\_\_\_\_ 004011  
 \$ \_\_\_\_\_ I  
 Postmark Date \_\_\_\_\_  
 Initials of Preparer \_\_\_\_\_

\_\_\_\_\_  
 (Name of Company) (Address) (City/State) (Zip)

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.	<b>TOTAL Telephone Services</b>	\$ _____	\$ _____
7.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	( _____ )	_____
8.	<b>TOTAL REVENUES For Regulatory Assessment Fee Calculation</b>	_____	_____
9.	<b>Regulatory Assessment Fee Due (Multiply Line 8 by 0.0015)</b>	_____	_____
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.	<b>TOTAL AMOUNT DUE</b>	_____	\$ _____

\* 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 ( )  
 F.E.I. No. \_\_\_\_\_



**COMPANY IDENTIFICATION**

Printed on 03/27/2003 at 10:47:49 by PJI

Complete Name: Zenex Long Distance, Inc.

Mailing Name: Zenex Long Distance, Inc.

Company Code: TI510 FEID Number: 73-1441589

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

Reg. Date: 08/29/1996 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: \$6,817.93 Interstate Rev: \$39,506.67  
 RAF Rate: 0.0015 Net RAF Due: \$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
Penalty	\$2.50	\$0.00	\$2.50
Interest	\$0.50	\$0.00	\$0.50
Extension Fee	\$0.00	\$0.00	\$0.00
<b>Total</b>	<b>\$53.00</b>	<b>\$50.00</b>	<b>\$3.00</b>

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: \$6,817.93 Interstate rev: \$39,506.67  
 Documents: Actual RAF form received on 02/04/2000  
 RAF form mailed on 01/14/2000

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
02/04/2000	02/21/2000	02/21/2000-JIK	FH245	1642	\$50.00
	RAF paid		FH245		\$50.00

**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.

STATE OF FLORIDA

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



OFFICE OF GENERAL COUNSEL  
HAROLD A. MCLEAN  
(850) 413-6199

## Public Service Commission

February 19, 2003

T1510-02-0-D  
Zenex Long Distance, Inc.  
2912 Lakeside Drive  
Oklahoma City, OK 73120-2508

Dear Certificate Holder:

The Division of the Commission's Clerk and Administrative Services has forwarded your account to our office to address the nonpayment of the Regulatory Assessment Fees (RAFs) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, for the year 2002, which was due January 30, 2003. The RAFs return form was mailed to you on December 15, 2002, and to date, Commission records reflect that payment has not been received.

According to Florida Law, you are required to add interest charges at 12% per annum, and a 5% penalty for each 30-day period or fraction thereof, beyond the due date, up to a maximum of 25% in addition to the delinquent amount due. In addition, pursuant to Section 364.285, Florida Statutes, the Commission is authorized to impose upon any entity subject to its jurisdiction a penalty of not more than \$25,000 for each offense, if such entity is found to have refused to comply with or to have willfully violated any lawful rule or order of the Commission, or any provision of Chapter 364.

Utilities are charged with knowledge of our rules and statutes. Moreover, it is general Commission practice that all utilities that apply for **Interexchange Telephone** certificate receive a copy of all applicable rules. Further, in accordance with Section 364.335, Florida Statutes, as part of the application process, utilities provide an affidavit indicating that they have read and understood the applicable rules.

If you wish to request another form, please contact Jackie Knight at the number below. The payment should be identified with the company code and the company's name. Failure to provide payment within 15 days of this notice will result in the establishment of a docket to address your failure to return the RAFs form and pay RAFs in accordance with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code. As specified above, pursuant to Section 364.285, Florida Statutes, the Commission may impose a fine or cancel your certificate. Therefore, it is important that you address this matter now.

If you have paid your fees, please provide us with your check number and the date that it was paid.

Should you have any questions concerning this letter please contact Jackie Knight at (850) 413-6267 or via Internet e-mail at [jknight@psc.state.fl.us](mailto:jknight@psc.state.fl.us).

Sincerely,

A handwritten signature in dark ink, appearing to be "H. McLean".

Harold McLean  
General Counsel

KMP

Enclosure

cc: Jackie Knight, Bureau of Administrative Services/Fiscal Services Section

PERMIT NO. 1111

# State of Florida Public Service Commission

2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850



- Not Deliverable As Addressed
- Unable To Forward
- Insufficient Address
- Moved, Left No Address



- Not Deliverable As Addressed
- Unable To Forward
- Insufficient Address
- Moved, Left No Address



7002 0860 0003 1756



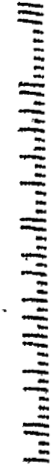
- Not Deliverable As Addressed
- Unable To Forward
- Insufficient Address
- Moved, Left No Address
- Attempted Delivery - No Answer
- No Such Street Number
- Vacant
- No Mail Recipient
- Box Closed - No CurJar
- Returned For Better Address
- Postage Due

February 19, 2003

TI1510-02-0-D

Zenex Long Distance, Inc.  
2912 Lakeside Drive  
Okaloosa City, FL 32508

- Postage Due



ADDRESS

**COMPANY IDENTIFICATION**

Printed on 03/27/2003 at 10:48:19 by PJI

Complete Name: Zenex Long Distance, Inc.

Mailing Name: Zenex Long Distance, Inc.

Company Code: TI510                      FEID Number: 73-1441589

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

Reg. Date: 08/29/1996                      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
<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 9:47 AM by Jackie Knight

Period covered: 01/01/2002 through 12/31/2002                      RAF rate:  
 Operating rev:                                  \$0.00                      Interstate rev:                                  \$0.00  
 Documents: Delinquent letter mailed on 02/19/2003  
                     RAF form mailed on 12/05/2002