

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

<b>Date</b>	August 6, 2003	<b>Docket No.</b>	D30776-71
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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. TJ374, issued to Next Communications, 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.**

TRANSMISSION VERIFICATION REPORT

TIME : 07/11/2003 09:58  
NAME :  
FAX :  
TEL :

DATE, TIME	07/11 09:58
FAX NO./NAME	613053744081
DURATION	00:00:29
PAGE(S)	01
RESULT	OK
MODE	STANDARD ECM

*Faxed  
1 cover sheet*

July 11, 2003

STATE OF FLORIDA



PUBLIC SERVICE COMMISSION

2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

TO:

Arik Meimon

VOICE: (305) 373-7660  
FAX: (305) 374-4081

FROM:

Paula Isler

Voice: (850) 413-6502  
Fax: (850) 413-6503

E-mail: [Pisler@psc.state.fl.us](mailto:Pisler@psc.state.fl.us)

RE:

Next Communications, Inc. (TJ374)

Dear Mr. Meimon:

Payment for the 2002 Regulatory Assessment Fee was due January 30, 2003. As of this date, payment has still not been received. A delinquent notice was mailed on February 21, 2003, via certified mail. On April 28<sup>th</sup>, I wrote you and explained that payment had not been received and enclosed a copy of the 2002 Regulatory Assessment Fee return form.

The fee is .0015% of a company's intrastate revenues, or \$50.00, whichever is greater. The fee is due even if a company never started operations or had any revenues. In addition, statutory penalty and interest charges are applicable. **If you owe the minimum, the total due if postmarked by July 29<sup>th</sup> is \$191.43, which includes prior year's balance.**

**PLEASE NOTE: NEXT COMMUNICATIONS PAID MORE THAN THE MINIMUM IN 2001, SO THE COMPANY MORE THAN LIKELY OWES MORE THAN THE AMOUNT SHOWN ABOVE.**

Please pay the past due amount to avoid an enforcement docket from being established for violation of Rule 25-4.0161, Florida Administrative Code. Let me know if you have any questions.

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

STATE OF FLORIDA



# 378  
DIVISION OF COMPETITIVE MARKETS &  
ENFORCEMENT  
WALTER D'HAESELEER  
DIRECTOR  
(850) 413-6600

## Public Service Commission

April 28, 2003

Mr. Arik Meimon, President  
Next Communications, Inc. (TJ374)  
100 North Biscayne Blvd.  
Miami, FL 33132-2304

Dear Mr. Meimon:

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. Since this will be the second time a docket is established for the same rule violation, staff intends to recommend that your company be fined or its 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,

Handwritten signature of Paula J. Isler in black ink.

Paula J. Isler, Research Assistant  
Bureau of Service Quality

Enclosures

# Interexchange Company Regulatory Assessment Fee Return

## Florida Public Service Commission

(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
- Estimated Return
- Amended Return

PERIOD COVERED:

01/01/2002 TO 12/31/2002

TJ374-02-0-R  
 Next Communications, Inc.  
 100 North Biscayne Blvd.  
 Miami, FL 33132-2304  
 CC: P. Isler

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.	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 ( ) \_\_\_\_\_

F.E.I. No. \_\_\_\_\_

**COMPANY IDENTIFICATION**

Printed on 04/16/2003 at 08:25:15 by SAH

Complete Name: Next Communications, Inc..

Mailing Name: Next Communications, Inc.

Company Code: TJ374                      FEID Number: 52-2082250

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

Reg. Date: 10/19/2000                      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: \$1,369,765.00              Interstate Rev: \$0.00  
 RAF Rate: 0.0015                            Net RAF Due: \$2,054.65

Assessment	Due	Paid	Owe
RAF	\$2,054.65	\$2,055.00	\$-0.35
Penalty	\$102.73	\$0.00	\$102.73
Interest	\$20.55	\$0.00	\$20.55
Extension Fee	\$0.00	\$0.00	\$0.00
<b>Total</b>	<b>\$2,177.93</b>	<b>\$2,055.00</b>	<b>\$122.93</b>

Last modification was made on Tuesday, February 12, 2002 at 3:47 PM by Jackie Knight

Period covered: 01/01/2001 through 12/31/2001                      RAF rate: 0.0015  
 Operating rev: \$1,369,765.00              Interstate rev: \$0.00  
 Documents: Actual RAF form received on 02/01/2002  
                   RAF form mailed on 12/06/2001

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
02/01/2002	02/12/2002	02/12/2002-JIK	HH175	5319	\$2,055.00
	RAF paid		HH175		\$2,055.00

## **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.

## MCD Company Information for TJ374

Printed on 08/06/2003 at 09:52:48 by BHB

Company Code: TJ374  
Complete Name: Next Communications, Inc.  
Mailing Name: Next Communications, Inc.  
Certificate No(s): 7580  
Status: Active  
Regulation Date: 10/19/2000  
Bankruptcy: No  
Company Liaison #1: Arik Meimon  
Title: President  
Mailing Address: 100 North Biscayne Blvd.

Physical Location: Miami, FL 33132-2304  
100 North Biscayne Blvd.

Phone: Miami, FL 33132-2304  
(305) 373-7660  
Fax: (305) 374-4081

### Related Dockets:

000351-TI

Application for certificate to provide interexchange telecommunications service by Next Communications, Inc.

011065-TI

Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 7580 issued to Next Communications, Inc. for violation of Rules 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies, and 25-24.480(2)(a) and (b), F.A.C., Records & Reports; Rules Incorporated.



COMPANY IDENTIFICATION

Printed on 04/16/2003 at 08:24:47 by SAH

Complete Name: Next Communications, Inc.

Mailing Name: Next Communications, Inc.

Company Code: TJ374 FEID Number: 52-2082250

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

Reg. Date: 10/19/2000 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 5, 2002 at 9:52 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