

REQUEST TO ESTABLISH DOCKET
(Please Type)

Date	October 27, 2003	Docket No.	031012-T5
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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
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3. OCR:	Office of the General Counsel
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4. Suggested Docket Title:	Cancellation by Florida Public Service Commission of STS Certificate No. 5248 issued to Executive Business Centers, Inc., for violation of Rule 25-24.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.
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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:

XX Documentation is attached.

Documentation will be provided with recommendation.

RECEIVED - DATE
10517 OCT 28 8
PSC-COMMISSION CLERK

TRANSMISSION VERIFICATION REPORT

TIME : 06/12/2003 16:13
NAME :
FAX :
TEL :

DATE, TIME	06/12 16:10
FAX NO./NAME	617708144301
DURATION	00:03:03
PAGE(S)	07
RESULT	OK
MODE	STANDARD ECM

- faxed*
- 1) cover sheet (2 pop.)
 - 2) 2002 RAF returns for TJ008 & TS103 (4 pop - F & B ea.)
 - 3) Options

August 12, 2003

STATE OF FLORIDA



PUBLIC SERVICE COMMISSION

2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850

TO:

Yvonne

VOICE: (770) 814-4353
FAX: (770) 814-4301

FROM:

Paula Isler

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

E-mail: Pisler@psc.state.fl.us

RE:

Docket No. 030760-TI
Executive Business Centers, Inc. (TJ008
and TS183)

Dear Yvonne:

This is a follow up to our telephone conversation. In researching Executive Business Centers, I found that the company also has not paid its Shared Tenant Service Regulatory Assessment Fee. I had planned to open a docket against the Shared Tenant Service certificate, but will hold off on that one until August 28th to give the company an opportunity to come into compliance with our rules. I've attached the Regulatory Assessment Fee return forms for both certificates. Please complete both forms and return them with full payment, including statutory penalty and interest charges. As information, the Regulatory Assessment Fee is .0015% of a company's intrastate revenues for the different types of the services provided on each certificate, or \$50.00 per certificate, whichever is greater, the penalty is 25% of the amount owed, and the interest is 7% of the amount owed.

Yvonne
August 12, 2003
Page 2

Since you stated the company probably wishes to keep its IXC certificate active, I've attached a list of options. Since this is the second docket opened against Executive Business Centers for the same rule violation, there is normally a \$1,000 fine. However, in other similar cases, the Commission has accepted less than the full fine amount.

Let me know if you have any questions after you've reviewed everything.

Paula Isler
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(850) 413-6502-phone
(850) 413-6503-fax

Interexchange Company Regulatory Assessment Fee Return

Florida Public Service Commission

(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
 Estimated Return
 Amended Return

TJ008-02-0-R
 Executive Business Centers, Inc.
 11465 Johns Creek Parkway, #300
 Duluth, GA 30097-1572

Docket 030760-T1 (Isler)

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

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)

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? What is the total amount of bond held (if applicable)?
 Amount: \$ _____ for 19 _____ 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. _____

Shared-Tenant Service Provider Regulatory Assessment Fee Return

Florida Public Service Commission

(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
- Estimated Return
- Amended Return

TS183-02-0-R
 Executive Business Centers, Inc.
 11465 Johns Creek Parkway, #300
 Duluth, GA 30097-1572

cc: P. Isler

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

FOR PSC USE ONLY

Check# _____

\$ _____ 0603003
 _____ 003001

\$ _____ P _____
 _____ 0603003
 _____ 004011

\$ _____ I _____

Postmark Date _____
 Initials of Preparer _____

Please Complete Below If Official Mailing Address Has Changed

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

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Intrastate Operating Revenue	\$ _____
2.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	_____
3.	Net Intrastate Operating Revenue for Regulatory Assessment Fee Calculation (Line 1 less Line 2)	_____
4.	Regulatory Assessment Fee Due (Multiply Line 3 by 0.0015)	_____
5.	Penalty For Late Payment (see "3. Failure to File by Due Date" on back)	_____
6.	Interest For Late Payment (see "3. Failure to File by Due Date" on back)	_____
7.	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

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.

 (Signature of Company Official) (Title) (Date)

 (Preparer of Form - Please Print Name) Telephone Number () Fax Number ()

F.E.I. No. _____

OPTIONS

TO KEEP THE CERTIFICATE ACTIVE

- **Pay the fine** - If a company chooses this option, it must pay the past due Regulatory Assessment Fee in full, including statutory penalty and interest charges, plus the fine imposed after the Order is issued and the certificate will remain active.

OR

- **Propose a settlement** - All settlements should include the following elements:
 - 1) Docket number;
 - 2) A check for the past due amount in full;
 - 3) A statement that the company has taken steps to prevent future late payments of the Regulatory Assessment Fees and what those steps are;
 - 4) Make a specific monetary settlement. There is normally a \$1,000 fine for this statute violation when it is the second time a docket has been established for the same statute violation. However, the Commission has accepted amounts less than the fine amount in other similar cases.

Any settlement offer/correspondence should be addressed to Ms. Blanca Bayó, Director, Division of the Commission Clerk & Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850. The proposed settlement amount should **not** be paid at this time, instead only the past due Regulatory Assessment Fee, plus penalty and interest charges should be paid. The settlement amount, if approved by the Commission, must be paid within 14 calendar days after the Commission Order is issued.

TRANSMISSION VERIFICATION REPORT

TIME : 05/18/2005 13:44
NAME :
FAX :
TEL :

DATE, TIME	05/18 13:45
FAX NO./NAME	E17708144301
DURATION	00:00:33
PAGE(S)	01
RESULT	OK
MODE	STANDARD ECM

*faxed
1) coversheet*

June 18, 2003

STATE OF FLORIDA



PUBLIC SERVICE COMMISSION

**2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850**

TO:

Mike Due

VOICE: (770) 814-4300

FAX: (770) 814-4301

FROM:

Paula Isler

Voice: (850) 413-6502

Fax: (850) 413-6503

E-mail: Pisler@psc.state.fl.us

RE:

Executive Business Centers, Inc.
(TS183)

Dear Mr. Due:

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 and it was signed for by A. Evelyn and delivered on February 25, 2003. On April 28th, 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.

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.

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

April 28, 2003

Mr. Mike Due, Vice President
 Executive Business Centers, Inc. (TS183)
 11465 Johns Creek Parkway, #300
 Duluth, GA 30097-1572

Dear Mr. Due:

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 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.

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 25-24.572, 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, or by writing to me at the address below.

Sincerely,

Paula J. Isler, Research Assistant
 Bureau of Service Quality

Enclosures

Shared-Tenant 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)

TS183-02-0-R
Executive Business Centers, Inc.
11465 Johns Creek Parkway, #300
Duluth, GA 30097-1572

cc: P. Isler

Please Complete Below If Official Mailing Address Has Changed

FOR PSC USE ONLY

Check# _____
\$ _____ 0603003
003001
\$ _____ P
0603003
004011
Postmark Date _____
Initials of Preparer _____

(Name of Company)

(Address)

(City/State)

(Zip)

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Intrastate Operating Revenue	\$ _____
2.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	_____
3.	Net Intrastate Operating Revenue for Regulatory Assessment Fee Calculation (Line 1 less Line 2)	_____
4.	Regulatory Assessment Fee Due (Multiply Line 3 by 0.0015)	_____
5.	Penalty For Late Payment (see "3. Failure to File by Due Date" on back)	_____
6.	Interest For Late Payment (see "3. Failure to File by Due Date" on back)	_____
7.	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*

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.

(Signature of Company Official)

(Title)

(Date)

(Preparer of Form - Please Print Name)

Telephone Number () _____

Fax Number () _____

F.E.I. No. _____

25-24.572 Cancellation of a Certificate.

- (1) The Commission may 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 rules or orders; 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. Cancellation of a certificate shall be ordered subject to the holder providing the following information:

- (a) Statement of intent and date to pay Regulatory Assessment Fee.
- (b) Statement of why the certificate is proposed to be cancelled.
- (c) Proof of individual customer notice regarding discontinuance of service.
- (d) Statement on treatment of customer deposits and final bills.

Specific Authority 350.127(2) FS.

Law Implemented 350.113, 350.127(1), 364.285, 364.339, 364.345 FS.

History—New 1-28-91, Amended 7-29-97.

COMPANY IDENTIFICATION

Printed on 04/16/2003 at 15:00:08 by SAH

Complete Name: Executive Business Centers, Inc.

Mailing Name: Executive Business Centers, Inc.

Company Code: TS183 FEID Number: 58-1933334

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

Reg. Date: 10/22/1997 Inactive Date:
 Service: STS - Shared Tenant Service
 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 9:29 AM by Jackie Knight

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