

State of Florida



ORIGINAL

Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

RECEIVED FPSC

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COMMISSION
CLERK

DATE: January 15, 2004

TO: Blanca S. Bayó, Commission Clerk and Administrative Services Director

FROM: Dale R. Buys, Regulatory Analyst II, Division of Competitive Markets & Enforcement

RE: Docket No. 030964-TI – Compliance Investigation of Tel-Tec, Inc. for apparent violation of Section 364.02, Florida Statutes, Definitions, and Section 364.04, Florida Statutes, Schedules of Rates, Tolls, Rentals, Contracts and Charges; Filing; Public Interest.

Please place the attached letter, titled, Re: Protest of PSC -03-PAA-TI, in the file for the above referenced docket.

1443 MB

DRB/
Attachment

cc: Office of the General Counsel (Susac)

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FPSC-COMMISSION CLERK



2004 JAN 15 AM 10:35

COMPETITIVE SERVICES

Date: January 14, 2004

To: Florida Public Service Commission c/o Dale Buys

From: John H. Lambert, Tel Tec, Inc.

Re: Protest of PSC-03-1443-PAA-TI

As stated in my letter dated December 16, 2003, Tel Tec wishes to protest this proposed agency action order. We have resolved all outstanding deficiencies as stated in this PAA order.

Tel Tec, Inc is an Indiana owned and operated company that resells the long distance services of Qwest Communications. **All of our sales and marketing efforts are confined within the state of Indiana and most all of our customers reside within the State.**

However, we did have a couple of customers who had winter residences in Florida start using our service and we also had a couple of Florida-residing relatives of customers sign up for our service. We extended this service to them as a courtesy.

Earlier this year, apparently one of the Florida customers had their service involuntarily changed (slammed) and filed a complaint with the Public Service Commission. This complaint uncovered the fact that Tel Tec was an unregistered long distance provider and we were subsequently notified that we were required to make a formal application to the Florida Public Service Commission if we intended to provide long distance services in the State.

I did initiate the process and faxed a copy of the multi-page application. However, I did not send the original paperwork and the \$250.00 fee. Upon reviewing the amount of usage that was being generated for the few lines that were active in Florida, we realized it may take us a couple of years to get paid back the \$250.00 application fee. We also had no intention of expanding our customer base in Florida through sales and/or marketing. We did not follow-thru with the application process in a timely manner, thus we are now faced with trying to arrange a settlement of this matter.

DOCUMENT NUMBER DATE

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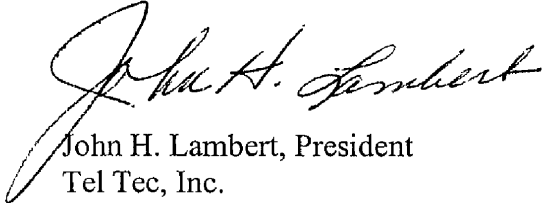
FPSC-COMMUNICATIONS



In lieu of having to pay any financial penalty, Tel Tec, Inc. will cease providing long distance services in Florida effective February 27, 2004. **We will immediately notify the three (3) customers that show to be active in our system, to give them sufficient notice that they must find another provider. We will no longer accept new service applications from any resident of the state of Florida. I have enclosed a copy of the letter that will be sent to these customers.**

Furthermore, we understand that in the future, if we want to provide long distance services in the state of Florida, that we will be in violation of statute 364.285 and subject to all of its penalty provisions if we fail to properly register ourselves and receive Regulatory approval.

Thank you very much for your consideration of this matter.


John H. Lambert, President
Tel Tec, Inc.