

581 MCDONALD

REQUEST TO ESTABLISH DOCKET
(Please Type)

Date May 4, 2004 Docket No. 040399-TC

1. Division Name/Staff Name: Division of Competitive Markets & Enforcement/Isler

2. OPR: Division of Competitive Markets & Enforcement

3. OCR: Office of the General Counsel

4. Suggested Docket Title: Cancellation by Florida Public Service Commission of PATS Certificate No. 3608 issued to Gene McDonald d/b/a McDonald Communications, for violation of Rule 25.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

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):

Table with 2 columns for listing parties and their representatives.

2. Interested persons and their representatives (if any):

6. Check one:

- XX Documentation is attached.
Documentation will be provided with recommendation.

STATE OF FLORIDA

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



DIVISION OF COMPETITIVE MARKETS &
ENFORCEMENT
BETH W. SALAK
DIRECTOR
(850) 413-6600

Public Service Commission

March 10, 2004

Mr. Gene McDonald
McDonald Communications (TE956)
1355 W. Palmetto Park Road, Suite 331
Boca Raton, FL 33486-3303

Dear Mr. McDonald:

On March 9, 2004, the Commission received your 2003 Regulatory Assessment Fee return form, along with payment, and a letter which stated that you sold your payphones in July 2003 and are no longer a payphone operator. I researched our records but could not find record that you had previously requested cancellation of your certificate from this Commission. A copy of the cancellation rule is enclosed.

As information, the Regulatory Assessment Fee is assessed if a certificate is active for any day during a calendar year, even if a company had no revenues or started operations during the period covered. This means that since you did not request cancellation of your certificate in 2003, the 2004 Regulatory Assessment Fee is owed.

Therefore, if you are requesting cancellation of your certificate, you need to write the Commission a letter and specifically request cancellation. Your letter should include payment of the \$50.00 minimum for the 2004 fee and the completed 2004 return form, which is enclosed. When returning payment and a copy of the completed 2003 Regulatory Assessment Fee return form, please use the enclosed blue envelope, which will insure prompt processing. Please respond by March 30, 2004.

In the meantime, if you have any questions, just let me know. I can be reached at (850) 413-6502-phone, (850) 413-6503-fax, by internet e-mail at PIsler@psc.state.fl.us, or 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
TMS #1132

25-24.514 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;

(c) Violation of Florida Statutes; or,

(d) Failure to provide service for a period of six (6) months.

(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.

(3) Cancellation of a certificate shall be ordered subject to the holder providing the information required by subsection (2).

Specific Authority: 350.127(2), F. S.

Law Implemented: 350.113, 350.127(1), 364.03, 364.285, 364.337, 364.345, F.S.

History: New 1/5/87.

Pay Telephone Service Provider Regulatory Assessment Fee Return

STATUS:

- Actual Return
 Estimated Return
 Amended Return

Florida Public Service Commission

(See Filing Instructions on Back of Form)

TE956-04-0-R
 McDonald Communications
 1355 W. Palmetto Park Road, Suite 331
 Boca Raton, FL 33486-3303

cc: P. Isler

Please Complete Below If Official Mailing Address Has Changed

FOR PSC USE ONLY

Check# _____
 \$ _____ 0603002
 _____ 003001
 \$ _____ P
 _____ 0603002
 _____ 004011
 \$ _____ I
 Postmark Date _____
 Initials of Preparer _____

PERIOD COVERED:
 01/01/2004 TO 12/31/2004

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

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 _____

* 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.

(Signature of Company Official)

(Title)

(Date)

(Preparer of Form - Please Print Name)

Telephone Number (_____)

Fax Number (_____)

F.E.I. No. _____

Paula Isler

From: Kflynn@psc.state.fl.us
Sent: Wednesday, March 10, 2004 8:26 AM
To: SHOWARD@psc.state.fl.us; DFORDHAM@psc.state.fl.us
Subject: New filing in undocketed matter

DOCUMENT DESCRIPTION = CCA/Fiscal - Payment record from McDonald Communications (TE956) for 2003 RAFs with P/I, Dep D440 dated 3/8/04.

DOCUMENT PATH =
file://L:\PSC\LIBRARY\FILINGS\04\03309-04

Document ID = 03309-04
Document Filed 03/09/04

The filing described above is now available in PDF format, and may also be available in WordPerfect or other formats.

To access it, click on the DOCUMENT PATH link. This will pop up a Windows Explorer window. You will see the PDF (Adobe Acrobat) version; you will also see other versions if they exist. Double-click on the preferred version and the document will open.

If you need to cut/paste/search in the document and find you can't, try later when the reformatted version is available. (For more information, see PDF Tips on the How To menu.)

You can also go to the docket in CMS by triple-clicking on the DOCKET NUMBER, typing ctrl-C to copy, and using the paste icon to paste the docket number into the query line in CMS.

This is an automatically generated e-mail; no response/reply is necessary.

Pay Telephone Service Provider Regulatory Assessment Fee Return

ORIGINAL

Florida Public Service Commission
(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
- Estimated Return
- Amended Return

TE956-03-0-R
McDonald Communications
1355 W. Palmetto Park Road, Suite 331
Boca Raton, FL 33486-3303

D440 MAR 08 2004

FOR PSC USE ONLY

Check# 6312

\$ 53.50 0603002
003001

\$ 5.00 P 0603002
004011

\$ 1.00 I

Postmark Date 3-4-04

Initials of Preparer PT

PERIOD COVERED:
01/01/2003 TO 12/31/2003

RECORDED

Please Complete Below If Official Mailing Address Has Changed

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

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Operating Revenue (Florida)	\$ <u>12,493</u>
2.	Gross Intrastate Revenue	<u>7,634</u>
3.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	<u>(6,195)</u>
4.	TOTAL REVENUES for Regulatory Assessment Fee Calculation (Line 2 less Line 3)	\$ <u>1,439</u>
5.	Regulatory Assessment Fee Due - (Multiply Line 4 by 0.0015)	<u>50.00</u>
6.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	<u>6.00</u>
7.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	
8.	TOTAL AMOUNT DUE	\$ <u>59.50</u>

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- SEC 1
- OTH _____

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 122

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

3,100 2001
50 1999
59.50
PEA DAVID BROWN

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.

EUGENE J. McDONALD
(Preparer of Form - Please Print Name)

owner (Title) 3/4/04 (Date)
Telephone Number 702 3650625 Fax Number () N/A
F.E.I. No. 149409001

DOCUMENT NUMBER-DATE

03309 MAR-98

RECORD

TO WHOM IT MAY CONCERN:

I SOLD MY PAYPHONES IN

JULY 2003 AND HAVE

NOT BEEN A PAYPHONE

OPERATOR SINCE THAT TIME

GENE MC DONALD



MCD Company Information for TE956

Printed on 03/10/2004 at 11:39:00 by PJI

Company Code: TE956
Complete Name: Gene McDonald d/b/a McDonald Communications
Mailing Name: McDonald Communications
Certificate No(s): 3608
Status: Active
Regulation Date: 11/16/1993
Bankruptcy: No
Company Liaison #1: Gene McDonald
Title: Owner
Mailing Address: 1355 W. Palmetto Park Road, Suite 331
Boca Raton, FL 33486-3303
Physical Location: 1355 W. Palmetto Park Road, Suite 331
Boca Raton, FL 33486-3303
Phone: (561) 361-8145
Fax:
Related Dockets:
930921-TC Application for certificate to provide pay telephone service by
SUNTEL TELECOMMUNICATIONS.
961103-TC Request for name change on Pay Telephone Certificate No. 3608
from Suntel Telecommunications to Gene McDonald d/b/a McDonald
Communications.