

REQUEST TO ESTABLISH DOCKET
(Please Type)

Date	May 4, 2004	Docket No.	040400-TC
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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 PATS Certificate No. 4264
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issued to Gary E. Akers d/b/a JB Telecom, for violation of Rule 25⁴.0161, 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):

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 5, 2004

Mr. Gary E. Akers, Owner
JB Telecom (TF465)
1359 Bristol Park Place
Lake Mary, FL 32746-4328

Dear Mr. Akers:

On March 2, 2004, the Commission received your 2003 Regulatory Assessment Fee return form, along with payment and a letter requesting cancellation of your certificate. 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.

The Regulatory Assessment Fee is assessed if a certificate is active for any one day during a calendar year, even if a company had no revenues or ever 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. The 2004 Regulatory Assessment Fee return form is enclosed.

Please complete the 2004 Regulatory Assessment Fee return form and include payment of the \$50 minimum. As soon as payment is received, a docket will be established to recommend a voluntary cancellation of your pay telephone certificate. When returning payment and the completed 2004 Regulatory Assessment Fee return form, please use the enclosed blue envelope, which will insure prompt processing.

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 at the bottom of Page One.

Sincerely,

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

Paula J. Isler, Research Assistant
Bureau of Service Quality

Enclosures
TMS #1123

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

PERIOD COVERED:

01/01/2004 TO 12/31/2004

Florida Public Service Commission

(See Filing Instructions on Back of Form)

TF465-04-0-R
 JB Telecom
 1359 Bristol Park Place
 Lake Mary, FL 32746-4328

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 _____

(Name of Company)

(Address)

(City/State)

(Zip)

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: Paula Isler
Sent: Friday, March 05, 2004 11:09 AM
To: David Brown
Subject: TF465; JB Telecom

Hi David. This company paid the 2003 RAF plus \$3 P&I and requested cancellation of their certificate but it is entered in RAF System as 2004. I am getting ready to write them and tell them that they owe the 2004 RAF first. Can you please correct this? Thanks.

Paula Isler

From: Paula Isler
Sent: Tuesday, March 02, 2004 1:48 PM
To: Ruth Nettles
Subject: RE: TF465/JB Telecom

No. They now owe 2004. Fax to me and I'll contact them.

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

From: Ruth Nettles
Sent: Tuesday, March 02, 2004 12:27 PM
To: Paula Isler
Subject: TF465/JB Telecom
Importance: High

Good afternoon. I have a request for cancellation of PATS certificate from company; they have enclosed \$53 payment for P/I, and RAFs for 2003. Can I open a docket to cancel certificate?

IN ADDITION TO PENALTY AND INTEREST CHARGES, THE REGULATORY ASSESSMENT FEE RETURN MUST BE FILED ON OR BEFORE 01/30/2004

Pay Telephone Service Provider Regulatory Assessment Fee Return

ORIGINAL

STATUS:

- Actual Return
- Estimated Return
- Amended Return

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

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

TF465-03-0-R
 JB Telecom
 1359 Bristol Park Place
 Lake Mary, FL 32746-4328

FOR PSC USE ONLY	
Check#	9832
\$	50.00 0603002
\$	2.50 009001
\$	50 0603002
	004011
Postmark Date	2-27-04
Initials of Preparer	RT

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) <i>Business was closed in Feb. 2003</i>	\$ 763.27
2.	Gross Intrastate Revenue	
3.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	(27.31)
4.	TOTAL REVENUES for Regulatory Assessment Fee Calculation (Line 2 less Line 3)	\$ 635.96
5.	Regulatory Assessment Fee Due - (Multiply Line 4 by 0.0015)	.95
6.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back) <i>50 Min.</i>	2.50
7.	Interest for Late Payment (see "3. Failure to File by Due Date" on back) <i>11 Min.</i>	1.55
8.	TOTAL AMOUNT DUE <i>Min.</i>	\$ 53.00

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 3

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

Business Closed 2/4/03

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.

Gary E. Akers
 (Signature of Company Official)
Gary E. Akers
 (Preparer of Form - Please Print Name)

Owner
 (Title)
407 333 2159
 Telephone Number
292-62-4382
 F.B.I. No.
NA
 Fax Number

- AUS _____
- CAF _____
- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- VMS _____
- SEC _____
- JTH _____

DOCUMENT NUMBER-DATE
 03047 MAR-28

J B Telecom

1359 Bristol Park Place
Lake Mary, Florida 32746

(407) 333-2159

FEBRUARY 26, 2004

TF 465-03-0-D

JB TELECOM

THE ABOVE COMPANY IS NO LONGER IN
BUSINESS. THE LAST REVENUES WERE
COLLECTED IN FEBRUARY, 2003. ALL
EQUIPMENT IS GONE. THE BANK ACCOUNT
IS CLOSED. PLEASE CANCEL OUR
CERTIFICATE.

SINCERELY,

GARY E. AKERS

MCD Company Information for TF465

Printed on 03/05/2004 at 11:06:03 by PJI

Company Code: TF465
Complete Name: Gary E. Akers d/b/a JB Telecom
Mailing Name: JB Telecom
Certificate No(s): 4264
Status: Active
Regulation Date: 09/28/1995
Bankruptcy: No
Company Liaison #1: Gary E. Akers
Title: Owner
Mailing Address: 1359 Bristol Park Place

Physical Location: Lake Mary, FL 32746-4328
1359 Bristol Park Place

Phone: Lake Mary, FL 32746-4328
Fax: (407) 333-2159

Related Dockets:

950822-TC Application for certificate to provide pay telephone service by Gary E. Akers d/b/a JB Telecom.