

**REQUEST TO ESTABLISH DOCKET**

(Please Type)

<b>Date:</b>	8/31/2004	<b>Docket No.:</b>	040999-TC
<b>1. Division Name/Staff Name:</b>	Division Of Competitive Markets & Enforcement/Isler		
<b>2. OPR:</b>	Division Of Competitive Markets & Enforcement		
<b>3. OCR:</b>	Office Of The General Counsel		
<b>4. Suggested Docket Title:</b>	Compliance investigation of FAST WASH for apparent violation of Rule 25-4.0161, FAC, Regulatory Assessment Fees; Telecommunications Companies.		
<b>5. Suggested Docket Mailing List (attach separate sheet if necessary)</b>			
<b>A. Provide NAMES OR ACRONYMS ONLY if a regulated company.</b>			
<b>B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)</b>			
<b>1. Parties and their representatives (if any):</b>			
<b>2. Interested persons and their representatives (if any):</b>			
<b>6. Check one:</b>			
<input checked="" type="checkbox"/> Documentation is attached.			
<input type="checkbox"/> Documentation will be provided with recommendation.			

DOCUMENT NUMBER-DATE

09547 SEP-1 3

G:\est.doc

FPSC-COMMISSION CLERK

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

May 26, 2004

Mr. Nelson Sayegh, Vice President  
FAST WASH (TF210)  
14905 SW 38<sup>th</sup> Street  
Miami, FL 33185-3936

Dear Mr. Sayegh:

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. Since payment has not been made, statutory penalty and interest charges are now applicable.

Our records show that the 2003 RAF return notice was mailed on December 12, 2003, and a delinquent notice was mailed on February 20, 2004. As of this date, our records do not show receipt of the RAF return or payment. A copy of the 2003 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 June 25, 2004, a docket may 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 2003 RAF return form, either pay the 2004 RAF or provide a date certain it will be paid, and comply with the requirements of Rule 25-24.514, Florida Administrative Code, copy enclosed. Any unpaid RAFs, including penalty and interest charges, are turned over to collections. 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.

Mr. Nelson Sayegh, Vice President  
Page 2  
May 26, 2004

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 at the bottom of Page One.

Sincerely,

A handwritten signature in cursive script that reads "Paula J. Isler". The signature is written in black ink on a light-colored background.

Paula J. Isler, Research Assistant  
Bureau of Service Quality

Enclosures  
TMS #1343

## Pay Telephone Service Provider Regulatory Assessment Fee Return

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)

TF210-03-0-R  
 FAST WASH  
 14905 S.W. 38th Street  
 Miami, FL 33185-3936  
 cc: P. Isler

**FOR PSC USE ONLY**

Check# \_\_\_\_\_

\$ \_\_\_\_\_ 0603002  
 003001

\$ \_\_\_\_\_ P  
 0603002  
 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 Operating Revenue (Florida)	\$ _____
2.	Gross Intrastate Revenue	_____
3.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	( _____ )
4.	<b>TOTAL REVENUES for Regulatory Assessment Fee Calculation</b> (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.	<b>TOTAL AMOUNT DUE</b>	\$ _____

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. \_\_\_\_\_

COMPANY IDENTIFICATION

Printed on 04/26/2004 at 10:13:25 by PJI

Complete Name: FAST WASH

Mailing Name: FAST WASH

Company Code: TF210

FEID Number:

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

Reg. Date: 10/26/1994 Inactive Date:  
 Service: PAT - Pay Telephone  
 Received: No RAF Form  
 Status: Pending  
 Amended: No Extension: No  
 Frozen: No Comments: No  
 Payment Count: 1 Payment Made to Date  
 Operating Rev: \$0.00 Interstate Rev: \$0.00  
 RAF Rate: 0.0015 Net RAF Due: \$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
Penalty	\$12.50	\$0.00	\$12.50
Interest	\$2.50	\$0.00	\$2.50
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$65.00	\$50.00	\$15.00

Last modification was made on Tuesday, June 18, 2002 at 9:16 AM by Jackie Knight

Period covered: 01/01/2001 through 12/31/2001 RAF rate: 0.0015  
 Operating rev: \$0.00 Gross intrastate rev: \$0.00  
 Documents: RAF form mailed on 05/29/2002  
 Delinquent letter mailed on 02/20/2002  
 RAF form mailed on 12/06/2001

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
06/06/2002	06/14/2002	06/18/2002-JIK	HL223	721	\$50.00
	RAF paid		HL223		\$50.00

## **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) FS.

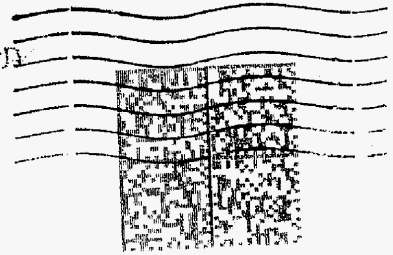
Law Implemented 350.113, 350.127(1), 364.03, 364.285, 364.337, 364.345 FS.

History—New 1-5-87.

# Public Service

State of Flor

2540 Shumard Oak Bo  
Tallahassee, Florida 323



RETURNED TO SENDER  
**UNCLAIMED**

February 20, 2004

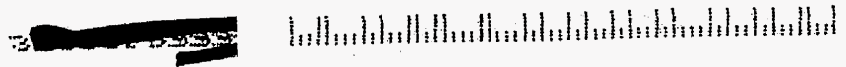
US POSTAGE  
Mailed From 32399  
02/20/2004  
\$04.420  
047382004132

TF210

RECEIVED  
04 MAR 16 10 31 AM '04

ADMINISTRATION

TF2 050-D  
FAC 00H  
14905 W. 38  
Miami FL 33185-3936



STATE OF FLORIDA

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



OFFICE OF GENERAL COUNSEL  
RICHARD D. MELSON  
(850) 413-6199

## Public Service Commission

February 20, 2004

TF210-03-0-D  
FAST WASH  
14905 S.W. 38th Street  
Miami, FL 33185-3936

Dear Certificate Holder:

The Division of the Commission's Clerk and Administrative Services has forwarded your account to our office to address the nonpayment of the Regulatory Assessment Fees (RAFs) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, for the year 2003, which was due January 30, 2004. The RAFs return form was mailed to you on December 15, 2003, and to date, Commission records reflect that payment has not been received.

According to Florida Law, you are required to add interest charges at 12% per annum, and a 5% penalty for each 30-day period or fraction thereof, beyond the due date, up to a maximum of 25% in addition to the delinquent amount due. In addition, pursuant to Section 364.285, Florida Statutes, the Commission is authorized to impose upon any entity subject to its jurisdiction a penalty of not more than \$25,000 for each offense, if such entity is found to have refused to comply with or to have willfully violated any lawful rule or order of the Commission, or any provision of Chapter 364.

Utilities are charged with knowledge of our rules and statutes. Moreover, it is general Commission practice that all utilities that apply for Pay Telephone certificate receive a copy of all applicable rules. Further, in accordance with Section 364.335, Florida Statutes, as part of the application process, utilities provide an affidavit indicating that they have read and understood the applicable rules.

If you wish to request another form, please contact David Brown or Valorie Moore at the number below. The payment should be identified with the company code and the company's name. Failure to provide payment within 15 days of this notice will result in the establishment of a docket to address your failure to return the RAFs form and pay RAFs in accordance with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code. As specified above, pursuant to Section 364.285, Florida Statutes, the Commission may impose a fine or cancel your certificate. Therefore, it is important that you address this matter now.

If you have paid your fees, please provide us with your check number and the date that it was paid.

Should you have any questions concerning this letter please contact David Brown at (850) 413-6267 or Valorie Moore at 413-6275 or via Internet e-mail at [dbrown@psc.state.fl.us](mailto:dbrown@psc.state.fl.us). or [vmoore@psc.state.fl.us](mailto:vmoore@psc.state.fl.us).

Sincerely,

A handwritten signature in black ink, appearing to read "Richard D. Melson".

Richard D. Melson  
General Counsel

KMP

Enclosure

cc: David Brown, Bureau of Administrative Services/Fiscal Services Section  
Valorie Moore, Bureau of Administrative Services/Fiscal Services Section



COMPANY IDENTIFICATION

Printed on 04/26/2004 at 10:13:37 by PJI

Complete Name: FAST WASH

Mailing Name: FAST WASH

Company Code: TF210

FEID Number:

RAF ACCOUNT FOR THE PERIOD 01/01/2003 THROUGH 12/31/2003

Reg. Date: 10/26/1994 Inactive Date:  
 Service: PAT - Pay 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 Wednesday, December 3, 2003 at 9:42 AM by David Brown

Period covered: 01/01/2003 through 12/31/2003 RAF rate:  
 Operating rev: \$0.00 Gross intrastate rev: \$0.00  
 Documents: Delinquent letter mailed on 02/20/2004  
 Delinquent letter mailed on 02/19/2004  
 RAF form mailed on 12/03/2003

## MCD Company Information for TF210

Printed on 08/27/2004 at 12:52:11 by PJI

Company Code: TF210  
Complete Name: FAST WASH  
Mailing Name: FAST WASH  
Certificate No(s): 3862  
Status: Active  
Regulation Date: 10/26/1994  
Bankruptcy: No  
Company Liaison #1: Nelson Sayegh  
Title: Vice President  
Mailing Address: 14905 S.W. 38th Street

Physical Location: Miami, FL 33185-3936  
3141 West 76th Street, Suite 7

Phone: Hialeah, FL 33016-4472  
(305) 229-2275  
Fax: (305) 229-2273

### Related Dockets:

940920-TC Application for certificate to provide pay telephone service by FAST WASH.

991021-TC Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 3862 issued to Fast Wash for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

000936-TC Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 3862 issued to Fast Wash for violation of Rule No. 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

*DO NOT  
COUNT - opened  
in error*