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Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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DEC 23 AM 9:06

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COMMISSION
CLERK

DATE: December 22, 2004
TO: Blanca S. Bayó, Commission Clerk and Administrative Services Director
FROM: Paula Isler, Research Assistant, Division of Competitive Markets & Enforcement *pij*
RE: Docket No. 040995-TC - Jackson Memorial Hospital

On December 20, 2004, the Commission received the attached letter from Mr. Jason Bloch, Assistant County Attorney, offering a \$500 settlement and advising steps had been taken to prevent late payments of the Regulatory Assessment Fees in the future. Please document the settlement proposal in Docket No. 040995-TC. Let me know if you have any questions.

cc: Office of the General Counsel (Scott)
Attachment

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- RCA _____
- SCR _____
- SEC 1
- OTH Kim P

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WJ*

DOCUMENT NUMBER-DATE

13437 DEC 23 04

FPSC-COMMISSION CLERK



**COUNTY ATTORNEY
MIAMI-DADE COUNTY, FLORIDA**

December 14, 2004

**PUBLIC HEALTH TRUST
JACKSON MEMORIAL HOSPITAL**

WEST WING, Room 0109
1611 N W 12TH AVENUE
MIAMI, FLORIDA 33136-1096
(305) 585-1313
FAX (305) 326-8239

Via Mail and Fax: 850/413-6503

Paula J. Isler, Research Assistant
Bureau of Service Quality
Public Service Commission,
State of Florida
Capital Circle Office Center
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 040995-TC

Dear Ms. Isler:

This letter is in response to your November 16, 2003, letter to Stephen Pierce concerning the above docket number. We subsequently spoke on the phone, at which time you gave the Public Health Trust d/b/a Jackson Memorial Hospital (JMH) until Dec. 17 to submit a response (which I confirmed in an email).

Let me first respond to your request to provide proof that "Jackson Memorial Hospital" is authorized to conduct business by the Florida Department of State, Division of Corporations. As we discussed on the phone, JMH is not a corporation, but an agency of Miami-Dade County established pursuant to Chapter 25 of the Miami-Dade County Code. Hence we agreed no such proof was necessary.

Regarding the docket matter, and pursuant to the options outlined with your letter, we would like to propose a settlement to resolve this matter (Docket No. 040995-TC):

- As you noted in your letter, the previously past due 2003 Regulatory Assessment fees have now been paid in full.
- The previous payment was delayed due to multiple factors. First, the personnel responsible for handling payphones and related matters changed in 2003; that gentleman, Chuck Harwell, had not been informed that the 2003 obligation had not been paid. Upon receiving a letter from the Commission in May 2004, Mr. Harwell began to collect the data necessary to comply.

2004 DEC 20 PM 3:21
COMMUNICATIONS SERVICES

Paula J. Isler
Public Service Commission,
State of Florida
Tallahassee, FL 32399-0850

Unfortunately, the server that collects the data was unable to print the information due to a system failure, and the supporting vendor had to be engaged to repair the problem. Once repaired, and the data collected, a payment was requested, and according to our records, check number 694568 was prepared in August 2004.

- JMH apologizes for the delay, and more importantly, Mr. Harwell has taken steps to ensure that the problem is not repeated in the future. Specifically, he is working with the accounts coordinator to establish a specific process for complying with this yearly requirement.
- JMH further proposes to pay a \$500 penalty. We would request, however, that payment be made with our 2004 Regulatory Assessment Fee.

I look forward to hearing from you soon and to finalizing this matter. Please be advised that I will be out of the country from Dec. 19 through Jan. 5. I would therefore ask that if not resolved before then, that the matter be held in abeyance until my return. Thank you.



Jason Bloch
Assistant County Attorney

JB/lhh
cc: Steve Pierce, Dir. Telecom.
Chuck Harwell, Supervisor Telecom.