

REQUEST TO ESTABLISH DOCKET

(Please Type)

Date: 4/21/2005 Docket No.: 050291-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: Request for cancellation of PATS Certificate No. 8069 by Krinac, Inc., effective April 20, 2005.

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:

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

DOCUMENT NUMBER-DATE

03947 APR 21 05

Paula Isler

From: Paula Isler
Sent: Wednesday, April 20, 2005 2:42 PM
To: David Brown
Subject: TG876 - Krinac, Inc.

Hey David. This company requested cancellation of its payphone certificate. The company has a \$52 credit for overpayment of the 2002 RAF. Since the company has not paid its 2005 RAF, can you please transfer \$50 to the 2005 RAF, leaving a \$2 overpayment for 2002? Please let me know via e-mail once this has been completed or if you cannot do it. I would like to open the docket tomorrow (Thursday) if possible. Thanks.

David called @
3:50pm, 4/20, & sd.
that Don has to add
a 2005 RAF form for
this Co. but once that
is done, he will transfer
the money.

KRINAC, INC.

20125 N.W. 67th Ave.
Miami, FL 33015
Tel:(305) 621-1700
Fax:(305) 623-8814

Fax Sheet

To: Public Commissions Fax: 850-413-6503

From: Evelyn Arias Date: 4.20.05

Re: Certificate Pages: 2

CC: _____

Urgent For Review Please Comment Please Reply Please Recycle

Note:

IMPORTANT: This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privilege, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient you are by this notice that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone, and return the original message to us at the above address via the United States Postal Service. Thank you.

20125 NW 67th AVE.
MIAMI, FLA. 33015

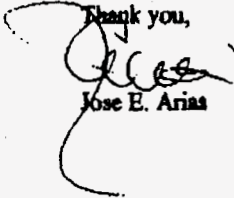
October 15, 2003

Public Commissions Office

Re: Certificate for public phones

At this time we would like to inform you that we have sold our three payphones to Land mark Communications. The final transaction will take place on October 22, 2003, at that time Landmark Communications will be the sole owners of the three payphones. We will no longer need our certificate. Please inform us if there are any other steps that need to be taken. You may reach us at (305) 621-1700 Evelin Cruz.

Thank you,



Jose E. Arias

COMPANY IDENTIFICATION

Printed on 04/20/2005 at 10:50:06 by PJI

Complete Name: Krinac, Inc.

Mailing Name: Krinac, Inc.

Company Code: TG876 FEID Number: 65-0711362

RAF ACCOUNT FOR THE PERIOD 01/01/2004 THROUGH 12/31/2004

Reg. Date: 04/05/2002 Inactive Date:
 Service: PAT - Pay Telephone
 Received: No RAF Form
 Status: Satisfied
 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	\$7.50	\$7.50	\$0.00
Interest	\$1.50	\$1.50	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$59.00	\$59.00	\$0.00

Period covered: 01/01/2004 through 12/31/2004 RAF rate: 0.0015
 Operating rev: \$0.00 Gross intrastate rev: \$0.00
 Documents: Delinquent letter mailed on 02/18/2005
 Delinquent letter mailed on 02/16/2005
 RAF form mailed on 12/03/2004
 RAF form mailed on 12/01/2004

Postmarked	Trans Date	Date Posted-By	Dep #	Check #	Check Amount
04/06/2005	04/11/2005	04/11/2005-DBR	KJ553	30113	\$59.00
	RAF paid		KJ553		\$50.00
	Penalty paid		KJ553		\$7.50
	Interest paid		KJ553		\$1.50

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



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

Public Service Commission

March 31, 2005

Mr. Jose E. Arias, President
Krinac, Inc. (TG876)
20125 NW 67th Avenue
Miami, FL 33015-2107

Dear Mr. Arias:

The Commission received the company's 2004 Regulatory Assessment Fee return form showing zero revenues. However, payment of the \$50 minimum Regulatory Assessment Fee (RAF) was not included. Since payment of the 2004 RAF was not postmarked by the due date of January 31, 2005, statutory late payment charges are applicable. The statutory penalty and interest charges continue to accrue until the RAF is paid. As information, the RAF 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.

In researching Krinac's RAF records, I found that the company overpaid the 2002 RAF by \$52 for that year. Unfortunately, our accounting procedures do not allow us to transfer overpayments from one year to another, therefore, I am not able to apply the 2002 \$52 credit to the 2004 fee and late payment charges.

Therefore, if you are not requesting cancellation of your certificate (copy of the cancellation rule is enclosed), please send payment of the minimum \$50.00 2004 fee, plus the late payment charges. The **total due is \$59.00** if payment is postmarked between April 2nd and May 1st (breakdown enclosed) A copy of the completed 2004 RAF return form is enclosed. When returning payment and a copy of the completed 2004 RAF return form, please use the enclosed blue envelope, which will insure prompt processing.

With payment of the 2004 fee, you may include a letter to the Commission requesting a refund of the \$52 overpayment. Your letter should specifically state what it is requesting a refund of (an overpayment of the 2002 RAF) and why. In reviewing the company's 2002 RAF return, it appears the fee was computed by multiplying \$67,900 (instead of \$679) by the RAF rate of .0015, which comes to \$101.85. I believe the company rounded the amount up to \$102 and paid \$102 instead of the minimum \$50 fee.

Mr. Jose E. Arias, President
Page 2
March 31, 2005

Please respond by April 21, 2005. 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,



Paula J. Isler
Bureau of Service Quality

Enclosures

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.

Krinac, Inc. (TG876)

Year	Fee	Penalty	Interest	Notes
2004	\$50.00	\$7.50	\$1.50	Payment was due by 01/31/05. As of 03/31/05, payment has not been received.
TOTAL	\$50.00	\$7.50	\$1.50	Total Due: \$59.00

D. Isler

Pay Telephone Service Provider Regulatory Assessment Fee Return *No Check*

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)

TG876-04-0-R
Krinac, Inc.
20125 N.W. 67th Avenue
Miami, FL 33015-2107

FOR PSC USE ONLY	
Check#	
\$ _____	06-03-001 003001
\$ _____ P	06-03-001 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)	\$ <u>0.00</u>
2.	Gross Intrastate Revenue	<u>0.00</u>
3.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	<u>(0.00)</u>
4.	TOTAL REVENUES for Regulatory Assessment Fee Calculation (Line 2 less Line 3)	\$ <u>0.00</u>
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	\$ <u>0.00</u>

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 0.

* 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.

Jose E. Arias
(Signature of Company Official)
JOSE E. ARIAS

PRESIDENT
(Title)
01-28-05
(Date)
Telephone Number 305-621-1700 Fax Number 305-623-8812

(Preparer of Form - Please Print Name)

F.E.I. No. 65-0711362

COMPANY IDENTIFICATION

Complete Name: Krinac, Inc.
 Company Code: TG876

RAF ACCOUNT FOR THE PERIOD 01/01/2002 THROUGH 12/31/2002

Reg. Date: 04/05/2002 Inactive Date:
 Service: PATS - Pay Telephone
 Received: Actual RAF Form
 Status: Satisfied
 Amended: No Extension: No
 Frozen: No Comments: No
 Payment Count: 1 Payment Made to Date
 Operating Rev.: \$679.00 Interstate Rev.: \$ 0.00
 RAF Rate: 0.0015 Net RAF Due: \$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$102.00	\$-52.00
Penalty	\$0.00	\$0.00	\$0.00
Interest	\$0.00	\$0.00	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$50.00	\$102.00	\$-52.00

Last modification was made on Friday, February 7, 2003 at 11:22 AM by Jackie Knight

Period covered: 01/01/2002 through 12/31/2002 RAF Rate: 0.0015
 Operating rev: \$679.00 Gross Intrastate rev: \$0.00
 Documents: Actual RAF form received on 01/29/03
 RAF form mailed on 12/05/2002
 Postmarked Trans Date Date Posted-By Dep # Check # Amount
 01/29/2003 02/06/2003 02/07/2003-JIK IH302 1780 \$102.00

Landmark Communication Technologies
6120 NW 60th Terrace, Parkland, Fla. 33067
(954) 340-3340

Payphone Lease Agreement

This pay phone lease agreement is between LANDMARK COMMUNICATION TECHNOLOGIES, "Tenant" and KRINAC INC. "Landlord" doing business as GIANT TIRE - MOBIL. "Landlord" hereby grants to "Tenant" for the term of this lease agreement the exclusive right to install and operate all the pay phones required at the "Landlord's" premises located at 20155 NW 67th Ave. Miami, FL. Zip code 33015, Business Phone# 305-621-1700.

"Landlord will not allow any competing pay phone companies, calling card providers or other related competing businesses to locate on the premises. "Tenant" shall have the right to make all replacement, updates, additions, modifications, deletions and connections necessary for the successful operation of the pay phones, and shall have the right during normal business hours, to enter into and upon the premises where the equipment is located to collect, service and observe the equipment.

The undersigned hereby authorizes Bellsouth, to make pertinent information available to LANDMARK COMMUNICATION TECHNOLOGIES, and to follow the instruction of LANDMARK COMMUNICATION TECHNOLOGIES with reference to the removal of existing pay phone access lines.

The "Landlord" will receive a monthly lease payment of 35% of the gross profit of each pay phone, which consists of total coin revenues plus total long distance revenues minus the phone bill and service expenses. This monthly lease payment is in consideration of the unobstructed physical area required for the "Tenants" operation of the pay phones.

All installation, wiring connections and maintenance will be at the "Tenants" sole expense. At "Tenants" discretion and expense, the pay phone equipment to be installed may provide for private local or long distance service such as MCI, Sprint or similar service. Only LANDMARK COMMUNICATION TECHNOLOGIES is allowed to open, adjust, repair, disconnect, remove or alter the pay phone in any way. "Tenant" is authorized, if necessary to pull permits for the completion of the installation. "Tenant" may add this location to its liability insurance coverage.

The term of this lease is five years from the date of acceptance by "Tenant". At any time "Tenant" can terminate this lease with 30 days advance written notice and/or removal of the pay phone(s). This lease shall renew itself automatically for successive five year terms under the same terms and conditions unless either party gives written notice via certified mail of cancellation to the other party at least 120 days prior to the expiration of the lease term in effect. "Tenant" shall have a 3 day "first right of refusal" on any proposal that the "Landlord" receives upon the expiration or cancellation of this lease. "Landlord" must submit a copy of the proposal to "Tenant" and "Tenant" must either accept the new terms and conditions or decline within 3 days of receipt of the proposal.

This agreement shall survive any sale, assignment or transfer and be construed in all respects as a lease. "Landlord" will give notice to "Tenant" of any sale, assignment or transfer and will secure a complete assumption of this lease by any future purchaser or assignee.

If this lease shall be breached or canceled by the "Landlord" or by a purchaser or assignee prior to the end of the lease period, "Tenant" shall recover in addition to "Tenants" legal fees, damages for loss of profits equal to the number of months remaining in the unexpired term multiplied by the average monthly profits realized by "Tenant" from the operation of the pay phones in or on the premises. Further, the "Tenant" may lien the property in the event of a breach or cancellation.

LANDMARK COMMUNICATION TECHNOLOGIES may at anytime, sell or assign its interest and rights under this lease in which event LANDMARK COMMUNICATION TECHNOLOGIES shall have no further responsibilities or liability hereunder. Any such assignee shall have the same rights and responsibilities of LANDMARK COMMUNICATION TECHNOLOGIES hereunder.

LANDMARK COMMUNICATION TECHNOLOGIES ("Tenant"):

KRINAC INC.

("Landlord"):

Name: Ken Muller

Name: Jose E. Arias Title: President

Signature: _____

Signature: Jose E. Arias

Title: Gen. Mgr.

Drivers Lic. #: A-620-425-39-372-0

Date: _____

Date: 09-12-03

Soc. Sec. or Fed. Tax ID# 65-0711362

The above signing individuals personally guarantee that they have the power and authority to execute for all parties concerned.

UPON INSTALLATION OF LANDMARKS EQUIPMENT, LANDLORD WILL RECEIVE A SIGNING BONUS OF \$250.00 PER PHONE.

MCD Company Information for TG876

Printed on 03/24/2005 at 16:09:34 by PJI

Company Code:	TG876
Complete Name:	Krinac, Inc.
Mailing Name:	Krinac, Inc.
Certificate No(s):	8069
Status:	Active
Regulation Date:	04/05/2002
Bankruptcy:	No
Company Liaison #1:	Ken Muller
Title:	General Manager
Mailing Address:	% Landmark Communication 6120 N.W. 60th Terrace Parkland, FL 33067-4417
Physical Location:	20125 N.W. 67th Avenue
Phone:	Miami, FL 33015-2107 (954) 340-3340
Fax:	
Related Dockets:	
020096-TC	Application for certificate to provide pay telephone service by Krinac, Inc.