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DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES  
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(850) 413-6770 (CLERK)  
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APR 25 PM 2:46  
COMMISSION CLERK

Public Service Commission

April 20, 2005

Mr. Burton Marshall  
Office of the Comptroller  
Bureau of Accounting  
101 East Gaines Street  
Tallahassee, FL 32399-0305

Dear Mr. Marshall:

The Public Service Commission has exercised reasonable efforts to collect Regulatory Assessment Fees from the utility referenced below. However, due to bankruptcy, collection efforts would not be cost effective.

DOCKET NUMBER	UTILITY NAME	TOTAL AMOUNT
030629-TX	Delta Phones, Inc.	\$115,000.00

The Delinquent Accounts Receivable Transmittal form, a memorandum from the Commission's Office of the General Counsel, and other supporting documentation are enclosed. At your discretion, please attempt collection or grant this agency permission to write off the debts.

Sincerely,

*Blanca S. Bayó*  
Blanca S. Bayó

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR BB:sf
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SEC 1
- OTH \_\_\_\_\_

BB:sf  
Enclosures  
c: Office of the General Counsel (McKay)  
Division of Competitive Markets and Enforcement (Isler)  
Commission Clerk and Administrative Services Division (Brown, Flynn)

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# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

## -M-E-M-O-R-A-N-D-U-M-

**DATE:** April 11, 2005

**TO:** Karen Belcher, Professional Accountant Supervisor, Division of Commission Clerk and Administrative Services

**FROM:** Victor S. McKay, Research Assistant, Office of the General Counsel *PIC 1/SM*

**RE:** Docket No. 030629-TX – Cancellation by Florid Public Service Commission of CLEC Certificate No. 7770 issued to Delta Phones, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecom Companies and compliance investigation for apparent violation of rule 25-22.032(5)(a), F.A.C., Customer Complaints, effective June 17, 2004.

Request for Permission from Department of Financial Services to Write-Off the RAF's for the year (s) 2002 and 2003 for Delta Phones, Inc.

On July 16, 2003, Docket No. 030629-TX was originally established to address Delta Phones, Inc's failure to pay 2002 Regulatory Assessment Fees (RAF's). That issue was resolved on July 29, 2003, when the Commission received Delta Phones, Inc RAF's. Subsequent to the docket being closed, the Commission received a settlement proposal from the company regarding two outstanding complaints. The Commission then received information from the company stating they had filed Chapter 7 bankruptcy, converted from Chapter 11, on January 8, 2004. Approval was granted by the US Bankruptcy Court on June 17, 2004. The Commission further ordered that Delta Phones, Inc. should cease and desist providing Competitive Local Exchange service in Florida. The Commission further ordered that the outstanding RAF's be sent to the Department of Financial Services for collection, and, that the Division of the Commission Clerk and Administrative Services should request permission to write-off the uncollectible amount.

Therefore, staff requests that the Bureau of Administrative Services/Fiscal Services Section take the appropriate steps to seek permission from the Department of Financial Services to write-off the uncollectible RAF's for the year(s) 2003 and 2004 for Delta Phones, Inc.

XXX/xx

cc: Paula Isler

COMMUNICATIONS SECTION  
ADMINISTRATIVE SERVICES  
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