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COMMISSION  
CLERK

STATE OF FLORIDA



PUBLIC SERVICE COMMISSION

2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

TO:

Richard Fallon

Phone: 850-863-9280

Fax: 850-863-9779

FROM:

Paula Isler

Phone: (850) 413-6502

Fax: (850) 413-6503

E-mail: Plsler@psc.state.fl.us

RE:

Docket No. 050610-TX

Electronic Technical Services (E.T.S.)  
(TX750)

Please document in  
Docket 050610-TX  
Thanks

- CMF \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- IPC \_\_\_\_\_
- NCA \_\_\_\_\_
- SCR \_\_\_\_\_
- XGA \_\_\_\_\_
- EC   1
- TH \_\_\_\_\_

Dear Mr. Fallon:

This docket was deferred from the November 1, 2005, Agenda Conference at your request. Please provide a written response by November 23, 2005. If the company can provide proof of payment (cancelled check) for the 2004 fee, staff will close the docket. If the company cannot provide proof of payment (cancelled check), the company will need to resolve the docket. First, the company must pay the 2004 Regulatory Assessment Fee, including statutory late payment charges. The company must also pay any outstanding balance of the fees, including late payment charges or provide proof of payment. In this case, Commission records show the 1998 Regulatory Assessment Fee has not been paid, including statutory late payment charges for 1998, 1999, 2001, 2002, and 2004.

DOCUMENT NUMBER-DATE

10801 NOV-9 3

FPSC-COMMISSION CLERK

Mr. Richard Fallon  
November 8, 2005  
Page 2

### TO KEEP THE CERTIFICATE ACTIVE

If the company wishes to keep its certificate active, it has three options.

The first option is to provide proof (via cancelled check) that the 2004 Regulatory Assessment Fee was paid.

The second option is to pay the outstanding fees, including statutory late payment charges, in full and a fine. In this case, the fine is \$500.

The third option is to pay the outstanding fees and propose a settlement to resolve the docket. Any settlement proposal must include the following elements.

1. Docket number;
2. A check for the past due Regulatory Assessment Fee in full. It should be noted that just paying the past due amount will not prevent your certificate from being cancelled;
3. A statement that the company has taken steps to prevent future late payments of the Regulatory Assessment Fees and what those steps are; and
4. A specific monetary settlement.

Any settlement offer/correspondence should be addressed to Ms. Blanca Bayó, Director, Division of the Commission Clerk & Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850. Any proposed settlement amount should **not** be paid at this time, instead only the past due Regulatory Assessment Fees, plus past due statutory penalty and interest charges, should be paid. If the Commissioners approve the company's proposed settlement, the settlement amount must be paid within 14 calendar days after the Commission Order is issued.

Mr. Richard Fallon  
November 8, 2005  
Page 3

### TO CANCEL THE CERTIFICATE

If the company wishes to cancel its certificate, it has two options. A company's certificate can be cancelled voluntarily or involuntarily (on the Commission's own motion).

#### **Voluntary cancellation**

1. Pay the outstanding Regulatory Assessment Fees, including statutory late payment charges, in full;
2. Write a letter requesting voluntary cancellation of the certificate. The letter must explain why (such as no longer in the telecommunications business or never started operations);
3. Pay the 2005 Regulatory Assessment Fee or provide a date certain that it will be paid (such as 30 days from the date of the Commission Order cancelling the certificate).

#### **Involuntary cancellation**

If the company does not select one of the above options, staff will recommend that a \$500 fine be imposed or the certificate cancelled on the Commission's own motion. All outstanding Regulatory Assessment Fees, including penalty and interest charges, will be turned over to the Florida Department of Financial Services for further collection efforts.

Please review this information and respond in writing by November 23, 2005. Let me know if you have any questions.

Paula Isler

cc: Docket No. 050610-TX  
Office of the General Counsel (Scott)

SENDING CONFIRMATION

DATE : NOV-8-2005 TUE 11:14  
NAME : PSC  
TEL : 8504137077

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PHONE : 618508639779  
PAGES : 3  
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