

Raquel Tully

From: Paula Isler
Sent: Thursday, July 06, 2006 8:04 AM
To: Raquel Tully
Subject: RE:

CK# 323702
CK \$ 1,000.00 fines
6-29-06

It is a settlement and all should go to the General Revenue Fund.

From: Raquel Tully
Sent: Thursday, July 06, 2006 8:03 AM
To: Paula Isler
Subject: RE:

RT
RECEIVED FPSC
06 JUL -7 AM 8:44
COMMISSION CLERK

no, you want all the money to go toward Fines with Yikes?

From: Paula Isler
Sent: Thursday, July 06, 2006 8:02 AM
To: Raquel Tully
Subject: FW:

Raquel, I was not aware that only RAFs fines and settlements go to the PSC Trust Fund. Is it too late to put all of the \$1,000 for 050951-TX (Yipes) to go to the General Revenue Fund?

From: Ray Kennedy
Sent: Thursday, July 06, 2006 7:39 AM
To: Paula Isler
Cc: Melinda Watts
Subject: FW:

CMP _____
COM _____
CTR _____
ECR _____
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RCA _____
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SGA _____
SEC I
OTH _____

Paula,
Correction. None of the funds go to the Trust Fund. It was not a RAF violation.

From: Melinda Watts
Sent: Wednesday, July 05, 2006 4:11 PM
To: Ray Kennedy; Paula Isler
Subject: RE:

What for? The \$1,000 was a settlement offer for an apparent violation of Section 364.183(1), F.S.

From: Ray Kennedy
Sent: Wednesday, July 05, 2006 2:54 PM
To: Paula Isler
Cc: Melinda Watts
Subject: RE:

Yes

DOCUMENT NUMBER-DATE

From: Paula Isler
Sent: Wednesday, July 05, 2006 2:52 PM

06002 JUL -7 g

7/6/2006

FPSC-COMMISSION CLERK

To: Ray Kennedy
Cc: Melinda Watts
Subject: FW:

Ray, Docket No. 050951-TX (Yipes) was taken to Agenda twice. Does \$430 of the \$1,000 go to PSC Trust Fund?

From: Raquel Tully
Sent: Wednesday, July 05, 2006 2:47 PM
To: Paula Isler
Subject: RE:

yes it was for \$1000.00

From: Paula Isler
Sent: Wednesday, July 05, 2006 2:46 PM
To: Raquel Tully
Subject: RE:

First, concerning the check for \$1,166 - it should be credited as follows:

\$3.00 - Penalty (\$2.00) and Interest (\$1.00) for 1998
\$3.00 - Penalty (\$2.50) and Interest (\$0.50) for 2001
\$83.00 - RAF (\$50.00), Penalty (\$12.50), and Interest (\$20.50) for 2002
\$77.00 - RAF (\$50.00), Penalty (\$12.50), and Interest (\$14.50) for 2003

All of the above should be deposited as you normally would RAF and P&I payments. The \$1,000.00 fine imposed in Docket No. 030758-TX should be divided as follows:

\$200 in PSC Trust Fund for collection costs and
\$800 in General Revenue Fund

The check from Yipes for Docket No. 050951-TX should be for \$1,000 not \$100. Please confirm the amount of that check before I respond. Thanks.

From: Raquel Tully
Sent: Wednesday, July 05, 2006 2:23 PM
To: Paula Isler
Subject:

I received a check for \$100.00 on Docket 050951-TX against Yipes Enterprise and a check for \$1,166.00 on Docket 03-0758-TX for World-Link. please tell me how to deposit the checks.

Thanks

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Compliance investigation of Yipes Enterprise Services, Inc. for apparent violation of Section 364.183(1), F.S., Access to Company Records.

DOCKET NO. 050951-TX
ORDER NO. PSC-06-0441-PAA-TX
ISSUED: May 22, 2006

06 JUL -3 PM 1:47
DISTRIBUTION CENTER

The following Commissioners participated in the disposition of this matter:

LISA POLAK EDGAR, Chairman
J. TERRY DEASON
ISILIO ARRIAGA
MATTHEW M. CARTER II
KATRINA J. TEW

NOTICE OF PROPOSED AGENCY ACTION ORDER ACCEPTING SETTLEMENT OFFER FOR APPARENT VIOLATION OF SECTION 364.183(1), FLORIDA STATUTES

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

I. Case Background:

On January 24, 2006, our staff opened Docket No. 050951-TX against Yipes Enterprise Services, Inc. (Yipes) for its apparent violation of Section 364.183(1), F.S., Access to Company Records. On June 3 and July 19, 2005, our staff sent certified letters via the United States Postal Service (U.S.P.S.) to Yipes requesting data contained in its company records for inclusion in the Florida Public Service Commission's (this Commission's) annual report to the Legislature on the status of local competition in Florida (local competition report). Yipes signed the return receipt card for the first certified letter, but our staff did not receive the company's response or the return receipt from the July 19, 2005, mailing.

Our staff's recommendation in Docket No. 050951-TX was presented to this Commission at the February 28, 2006, Agenda Conference. On March 20, 2006, Proposed Agency Action (PAA) Order No. PSC-06-0229-PAA-TX was issued by this Commission imposing a \$10,000 penalty on Yipes for its apparent violation of Section 364.183(1), Florida Statutes.

We are vested with jurisdiction over this matter pursuant to Sections 364.183, 364.285 and 364.386, Florida Statutes.

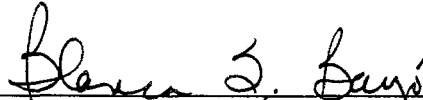
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FPS-COMMISSION

ORDERED that if Yipes fails to remit the voluntary contribution of \$1,000 to this Commission within 30 days of the issuance of the Consummating Order, Certificate No. 7500 shall be canceled and this docket shall be closed administratively.

By ORDER of the Florida Public Service Commission this 22nd day of May, 2006.



BLANCA S. BAYO, Director
Division of the Commission Clerk
and Administrative Services

Ok to pay
[Handwritten initials]

(SEAL)

TLT

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing that is available under Section 120.57, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on June 12, 2006.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

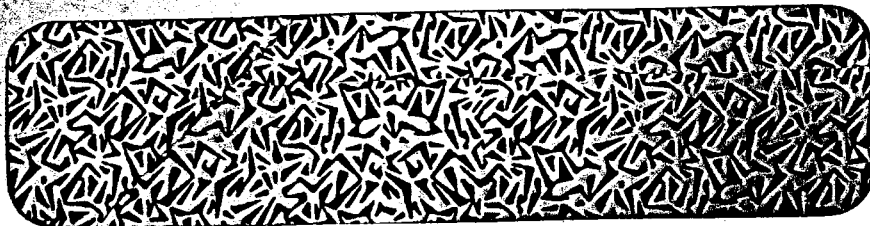
Any objection or protest filed in this/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

yipes
that's fast!

YIPES ENTERPRISE SERVICES, INC.
114 SANSOME STREET, 14TH FLOOR
SAN FRANCISCO, CA 94104

SAN FRANCISCO, CA

CA 941 8
29 JUN 2006 PM



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