

REQUEST TO ESTABLISH DOCKET

(Please Type)

Date: 3/23/2007 **Docket No.:** 070188-TC

1. Division Name/Staff Name: Division Of Competitive Markets & Enforcement/Isler

2. OPR: Division Of The Commission Clerk And Administrative Services

3. OCR: Office Of The General Counsel

4. Suggested Docket Title: Request for cancellation of PATS Certificate No. 8054 by Pineapple Willies, Inc., effective February 22, 2007.

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

02573 MAR 23 5

COMPANY IDENTIFICATION

Printed on 03/23/2007 at 08:30:20 by PJI

Complete Name: Pineapple Willies, Inc.

Mailing Name: Pineapple Willies, Inc.

Company Code: TG874

FEID Number:

RAF ACCOUNT FOR THE PERIOD 01/01/2007 THROUGH 12/31/2007

Reg. Date:	03/22/2002	Inactive Date:	
Service:	PAT - 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:	\$0.00	Interstate Rev:	\$0.00
RAF Rate:	0.0020	Net RAF Due:	\$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
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	\$50.00	\$0.00

Last modification was made on Wednesday, March 21, 2007 at 10:49 AM by Valorie Moore

COMPANY IDENTIFICATION

Printed on 03/23/2007 at 08:30:44 by PJI

Complete Name: Pineapple Willies, Inc.

Mailing Name: Pineapple Willies, Inc.

Company Code: TG874 FEID Number:

RAF ACCOUNT FOR THE PERIOD 01/01/2006 THROUGH 12/31/2006

Reg. Date: 03/22/2002 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: 0.0020 Net RAF Due: \$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
Penalty	\$5.00	\$5.00	\$0.00
Interest	\$1.00	\$1.00	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$56.00	\$56.00	\$0.00

Last modification was made on Wednesday, March 21, 2007 at 10:49 AM by Valorie Moore

COMPANY IDENTIFICATION

Printed on 03/23/2007 at 08:30:55 by PJI

Complete Name: Pineapple Willies, Inc.

Mailing Name: Pineapple Willies, Inc.

Company Code: TG874 FEID Number:

RAF ACCOUNT FOR THE PERIOD 01/01/2005 THROUGH 12/31/2005

Reg. Date:	03/22/2002	Inactive Date:	
Service:	PAT - 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:	\$0.00	Interstate Rev:	\$0.00
RAF Rate:	0.0020	Net RAF Due:	\$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
Penalty	\$2.50	\$2.50	\$0.00
Interest	\$0.50	\$0.50	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$53.00	\$53.00	\$0.00

Last modification was made on Wednesday, March 21, 2007 at 10:49 AM by Valorie Moore

SENDING CONFIRMATION

DATE : MAR-13-2007 TUE 08:20
NAME : PSC
TEL : 8504137077

PHONE : 618502334821
PAGES : 5
START TIME : MAR-13 08:18
ELAPSED TIME : 02'00"
MODE : ECM
RESULTS : OK

Tuesday, March 13, 2007

STATE OF FLORIDA



PUBLIC SERVICE COMMISSION

**2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FL 32399-0850**

TO:

Robin Edwins

Phone: (850) 235-1225

Fax: (850) 233-4821

FROM:

Paula Isler

Phone: (850) 413-6502

Fax: (850) 413-6503

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

RE:

Pineapple Willies, Inc. (TG874)

Dear Ms. Edwins:

The Commission received Pineapple Willies, Inc.'s 2006 Regulatory Assessment Fee return form with a note "Pay telephone is no longer in operation. Please cancel this certificate." There are two types of cancellation. One is voluntary, which is when a certificate is cancelled and the company leaves in good standing. The other is involuntary, which is when a certificate is cancelled on the Commission's own motion for a rule, statute, or order violation.

On February 20, 2007, the Commission mailed a delinquent notice via certified mail advising that if payment of the 2006 Regulatory Assessment Fee was not received within 15 days of receipt, a \$500 fine for first time offenders would be automatically imposed. The US Postal Service notified us the delinquent notice was received by Brooke Buskell on February 21st. This meant payment of the 2006 fee had to be mailed by March 8th. We are not showing receipt of payment.

As information, the Regulatory Assessment Fee (there is a minimum \$50 fee for 2006) is owed if a certificate is active for any day during a calendar year. The Commission is voting at today's Agenda Conference (March 13th) whether to increase the minimum fee to \$100 for payphone companies on the 2007 fee.

It is staff's intention to open dockets for all companies that have not paid the 2006 fee and those companies will be automatically fined \$500 for a first offense, \$1,000 for a second offense, and \$2,000 for a third offense. After the dockets are established, companies wishing to keep their certificates active, must pay the outstanding Regulatory Assessment Fee plus any late payment charges and the fine imposed by the end of the protest period listed in the Order. If any of those companies do not pay the outstanding Regulatory Assessment Fee plus any late payment charges and the fine imposed by the end of the protest period, then their respective certificates will be cancelled by the Commission's own motion and any unpaid fees will be turned over to collections. Pineapple Willies, Inc.'s options are listed below.

1. The company can pay the 2006 and 2007 minimum Regulatory Assessment Fees plus late payment charges before the above mentioned docket is opened. If full payment is received, I will establish a separate docket and recommend that the company's certificate be cancelled voluntarily. In order for the company to take advantage of the current \$50 minimum fee for 2007, it would need to pay the \$109 due by March 31st. The \$109 consists of \$50 for the 2006 and 2007 Regulatory Assessment Fees (\$100 total), \$6 late payment charges for 2006 (if payment is postmarked by March 31st - payment was due January 30, 2007) and \$3 late payment charges for 2005 (payment was due January 30, 2006 but was not postmarked until February 1, 2006).
2. The company can do nothing at this time. If the company chooses this option, Pineapple Willies, Inc.'s will be included in the docket for all companies that did not pay the 2006 fee and if the company does not pay the fees and fine by the end of the protest period, its certificate will be cancelled on the Commission's own motion and any unpaid fees will be turned over to collections.

I am attaching the 2007 Regulatory Assessment Fee return form (we already have the completed 2006 form you returned to us) and a breakdown of the 2005 past due amount. Please let me know as soon as possible but no later than March 28th how Pineapple Willies, Inc. wishes to proceed.

Paula Isler

Pay Telephone Service Provider Regulatory Assessment Fee Return

Florida Public Service Commission

(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
 Estimated Return
 Amended Return

PERIOD COVERED:
01/01/2007 TO 12/31/2007

TG874-07-0-R
 Pineapple Willies, Inc.
 9875 South Thomas Drive
 Panama City Beach, FL 32408-4218

Please Complete Below If Official Mailing Address Has Changed

FOR PSC USE ONLY

Check # _____

\$ _____ 06-03-001
003001

\$ _____ E

\$ _____ P 06-03-001
004011

\$ _____ I

Postmark Date _____

Initials of Preparer _____

_____ (Name of Company) _____ (Address) _____ (City/State) _____ (Zip)

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Operating Revenue (Florida)	\$ _____
2.	Gross Intrastate Revenue	_____
3.	LESS: Amounts Paid to Other Telecommunications Companies ⁽¹⁾ (see "2. Fees" on back)	(_____)
4.	TOTAL REVENUES for Regulatory Assessment Fee Calculation (Line 2 less Line 3)	\$ _____
5.	Regulatory Assessment Fee Due - (Multiply Line 4 by 0.0020)	_____
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.	Extension Payment Fee (see "4. Extension" on back)	_____
9.	TOTAL AMOUNT DUE (MINIMUM \$50.00)	\$ _____ ⁽²⁾
10.	Number of pay telephones in operation at close of period covered by this Return	_____

(1) These amounts must be intrastate only and must be verifiable (see "2. Fees" on back).

(2) Regardless of the gross operating revenue of a company, a minimum annual regulatory assessment fee of \$50 shall be imposed as provided in Section 364.336, Florida Statutes.

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.

_____ (Signature of Company Official) _____ (Title) _____ (Date)

_____ Telephone Number () _____ Fax Number ()
(Preparer of Form - Please Print Name)

F.E.I. No. _____

FLORIDA PUBLIC SERVICE COMMISSION
Instructions For Filing Regulatory Assessment Fee Return
(Pay Telephone Service Provider)

1. **WHEN TO FILE:** For companies which owed a total of **\$10,000 or more** of assessment fee for the preceding calendar year, this Regulatory Assessment Fee Return is required twice a year and payment must be filed or postmarked:

*On or before July 30 for the six-month period January 1 through June 30, AND
On or before January 30 for the six-month period July 1 through December 31.*

For companies which owed a total of **less than \$10,000** of assessment fee for the preceding calendar year, this Regulatory Assessment Fee Return and payment must be filed or postmarked:

On or before January 30 for the prior twelve-month period January 1 through December 31.

However, if July 30 or January 30 falls on a Saturday, Sunday, or holiday, the Regulatory Assessment Fee may be filed or postmarked on the next business day, without penalty.

2. **FEES:** Each company shall pay 0.0020 of its gross operating revenues derived from intrastate business, as referenced in Rule 25-4.0161(1), F.A.C. Gross Operating Revenues are defined as the total revenues before expenses. Gross Intrastate Operating Revenues are defined as revenues from calls originating and terminating within Florida. Do not deduct any expenses, taxes, or uncollectibles from these amounts other than the amount on Line 3.

On Line 3, deduct any amounts paid to another telecommunications company for the use of any telecommunications network (including installation charges) to provide service to its customers. ***Do not deduct any taxes, federal subscriber line charges, interstate long distance access charges, or amounts paid for nonregulated services such as voice mail, inside wire maintenance, or equipment purchases/rentals.*** **DEDUCTIONS MUST BE INTRASTATE ONLY AND MUST BE VERIFIABLE.**

3. **FAILURE TO FILE BY DUE DATE:** Failure to file a return by the established due date will result in a penalty being added to the amount of fee due, 5% for each 30 days or fraction thereof, not to exceed a total penalty of 25% (Line 6). In addition, interest shall be added in the amount of 1% for each 30 days or fraction thereof, not to exceed a total of 12% per year (Line 7). A Regulatory Assessment Fee Return must be completed, signed, and filed even if there are no revenues to report or if the minimum amount is due.

When a company fails to timely file a Regulatory Assessment Fee Return, the Commission has the authority to order the company to pay a penalty and/or cancel the company's certificate. The company will have an opportunity to respond to any proposed Commission action.

4. **EXTENSION:** A request for an extension of time up to 30 days may be made by filing the enclosed *Regulatory Assessment Fee Extension Request* form (PSC/CCA 124), two weeks prior to the filing date. When an extension is granted, a charge shall be added to the amount due (Line 8):

0.75% of the fee to be remitted for an extension of 15 days or less, or
1.5% of the fee for an extension of 16 to 30 days.

In lieu of paying the charges outlined above, a company may file a return and remit payment based upon estimated gross operating revenues. If such return is filed by the normal due date, the company shall be granted a 30-day extension period in which to file and remit the actual fee due without paying the above charges, provided the estimated fee payment remitted is at least 90% of the actual fee due for the period. An automatic 30-day extension to file an actual return may be obtained by checking the "Estimated Return" space in the top left-hand corner on the reverse side.

5. **FEE ADJUSTMENTS:** You will be notified as to the amount and reason for any fee adjustment. Penalty and interest charges may be applicable to additional amounts owed the Commission by reason of the adjustment. The company may file a written request for a refund of any overpayments. The request should be directed to Fiscal Services at the below-referenced address.
6. **MAILING INSTRUCTIONS:** Please complete this form, make a copy for your records, and return the original in the enclosed preaddressed envelope. Use of this envelope should assure a more accurate and expeditious recording of your payment. **Make your check payable to the Florida Public Service Commission.** If you are unable to use the envelope, please address your remittance as follows:

Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

ATTENTION: Fiscal Services

7. **ADDITIONAL ASSISTANCE:** If you need additional assistance in preparing your Regulatory Assessment Fee Return or regarding telecommunications facilities, please contact the Division of Competitive Markets and Enforcement at (850) 413-6600. This division may be contacted at the above-referenced address, directing correspondence to the attention of the division.

COMPANY IDENTIFICATION

Printed on 03/13/2007 at 08:32:13 by PJI

Complete Name: Pineapple Willies, Inc.

Mailing Name: Pineapple Willies, Inc.

Company Code: TG874 FEID Number:

RAF ACCOUNT FOR THE PERIOD 01/01/2005 THROUGH 12/31/2005

Reg. Date:	03/22/2002	Inactive Date:	
Service:	PAT - Pay Telephone		
Received:	Actual RAF Form		
Status:	Pending		
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:	0.0020	Net RAF Due:	\$50.00

Assessment	Due	Paid	Owe
RAF	\$50.00	\$50.00	\$0.00
Penalty	\$2.50	\$0.00	\$2.50
Interest	\$0.50	\$0.00	\$0.50
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$53.00	\$50.00	\$3.00

Last modification was made on Tuesday, February 7, 2006 at 12:06 PM by Valorie Moore

NO CHECK!

Pay Telephone Service Provider Regulatory Assessment Fee Return

Florida Public Service Commission

(See Filing Instructions on Back of Form)

TG874-06-0-R
 Pineapple Willies, Inc.
 9875 South Thomas Drive
 Panama City Beach, FL 32408-4218

Please Complete Below If Official Mailing Address Has Changed

FOR PSC USE ONLY

Check # _____
 \$ _____ 06-03-001
 \$ _____ 003001
 \$ _____ E
 \$ _____ P 06-03-001
 \$ _____ I 004011
 Postmark Date _____
 Initials of Preparer _____

STATUS:

- Actual Return
- Estimated Return
- Amended Return

PERIOD COVERED:
 01/01/2006 TO 12/31/2006

Paula

Pay Telephone is no longer in operation.

 (Name of Company) (Address) (City/State) (Zip)

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Operating Revenue (Florida)	\$ <u>0</u>
2.	Gross Intrastate Revenue	<u>0</u>
3.	LESS: Amounts Paid to Other Telecommunications Companies ⁽¹⁾ (see "2. Fees" on back)	(_____)
4.	TOTAL REVENUES for Regulatory Assessment Fee Calculation (Line 2 less Line 3)	\$ <u>0</u>
5.	Regulatory Assessment Fee Due - (Multiply Line 4 by 0.0020)	_____
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.	Extension Payment Fee (see "4. Extension" on back)	_____
9.	TOTAL AMOUNT DUE (MINIMUM \$50.00)	\$ <u>0</u> ⁽²⁾
10.	Number of pay telephones in operation at close of period covered by this Return	<u>0</u>

(1) These amounts must be intrastate only and must be verifiable (see "2. Fees" on back).
 (2) Regardless of the gross operating revenue of a company, a minimum annual regulatory assessment fee of \$50 shall be imposed as provided in Section 364.336, Florida Statutes.

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.

Robin Edwards (Signature of Company Official) *Controller* (Title) *02/09/07* (Date)

Telephone Number *(850) 235-1225* Fax Number *(850) 233-4821*

(Preparer of Form - Please Print Name)

F.E.I. No. _____