

State of Florida



ORIGINAL

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: March 27, 2007

TO: Ann Cole, Commission Clerk - PSC, Office of Commission Clerk

FROM: Division of Competitive Markets & Enforcement (Isler) *Aij*
Office of the General Counsel (McKay) *VSM PKW*

RE: Docket No. 070144-TC - Request for cancellation of PATS Certificate No. 4956 by Michael J. Cooper, effective December 31, 2006.

Michael J. Cooper contacted staff after receiving the delinquent notice for nonpayment of the 2006 Regulatory Assessment Fee. Mr. Cooper advised staff that he requested cancellation of his pay telephone certificate when he paid the 2005 Regulatory Assessment Fee. Staff researched this and found that the 2005 Regulatory Assessment Fee was paid on February 28, 2006, which was after the due date of January 30, 2006. The payment for the 2005 fee did include a letter requesting cancellation. However, the Division of Competitive Markets & Enforcement was not provided a copy of the letter until February 2007. Mr. Cooper subsequently paid the 2006 Regulatory Assessment Fee, along with late payment charges for prior years.

Based on the above and pursuant to Section 2.07.C.5.c., Administrative Procedures Manual, it is our recommendation that Pay Telephone Certificate No. 4956, be voluntarily cancelled with an effective date of December 31, 2006. The certificate holder has complied with the provision of Rule 25-24.514(2), Florida Administrative Code, by providing adequate notice in writing of its request for cancellation of its certificate. In addition, an administrative order should be issued and the docket be closed.

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