

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Compliance investigation of CLEC Certificate No. 4785, issued to Unicom Communications, LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080422-TX

In re: Compliance investigation of CLEC Certificate No. 5731, issued to Esodus Communications, Inc. d/b/a Excelink Communications d/b/a Instatone, for apparent violation of Section 364.183(1), F.S., Access to Company Records and apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080423-TX

In re: Compliance investigation of CLEC Certificate No. 7216, issued to Intelligence Network Online, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080442-TX

In re: Compliance investigation of CLEC Certificate No. 7279, issued to Tallahassee Community College, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080443-TX

In re: Compliance investigation of CLEC Certificate No. 5636, issued to Express Phone Service, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080445-TX

In re: Compliance investigation of Quality Telephone Inc. for apparent violation of Section 364.183(1), F.S., Access to Company Records and apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080446-TX

DOCUMENT NUMBER-DATE

07882 AUG 29 08

FPSC-COMMISSION CLERK

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 2

In re: Compliance investigation of CLEC Certificate No. 7851, issued to Fast Phones, Inc. of Alabama, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080447-TX

In re: Compliance investigation of WinSonic Digital Media Group, Ltd. Corp. for apparent violation of Section 364.183(1), F.S., Access to Company Records and apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080453-TX

In re: Compliance investigation of Astrocom Corporation for apparent violation of Section 364.183(1), F.S., Access to Company Records and apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080454-TX

In re: Compliance investigation of Tel West Communications, LLC for apparent violation of Section 364.183(1), F.S., Access to Company Records and apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080455-TX

In re: Compliance investigation of CLEC Certificate No. 8148, issued to Laser Telecom, LLC, for apparent violation of Section 364.183(1), F.S., Access to Company Records and first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080460-TX

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 3

In re: Compliance investigation of CLEC Certificate No. 8267, issued to The Sunshine State Telephone Company, L.L.P. d/b/a Sunshine State Total Communications, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080463-TX

In re: Compliance investigation of CLEC Certificate No. 8270, issued to Alpha Fiber Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080464-TX

In re: Compliance investigation of CLEC Certificate No. 8467, issued to Connect Paging, Inc. d/b/a Get A Phone, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080465-TX

In re: Compliance investigation of CLEC Certificate No. 8511, issued to Optical Telecommunications, Inc. d/b/a HControl Corporation d/b/a SH Services LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080469-TX

In re: Compliance investigation of CLEC Certificate No. 8521, issued to XFone USA, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080470-TX

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 4

In re: Compliance investigation of CLEC Certificate No. 5618, issued to Broadwing Communications, LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080471-TX

In re: Compliance investigation of CLEC Certificate No. 8539, issued to Vertex Communications, Inc. d/b/a Zenith Communications of Florida, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080472-TX

In re: Compliance investigation of CLEC Certificate No. 8156, issued to Unitycomm, LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080473-TX

In re: Compliance investigation of CLEC Certificate No. 8576, issued to NationsLine Florida, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080474-TX

In re: Compliance investigation of CLEC Certificate No. 8579, issued to BLC Management LLC d/b/a Angles Communication Solutions, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080475-TX

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 5

In re: Compliance investigation of CLEC Certificate No. 8597, issued to Digital Express, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. | DOCKET NO. 080477-TX

In re: Compliance investigation of CLEC Certificate No. 8612, issued to Alpha Phone Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. | DOCKET NO. 080478-TX

In re: Compliance investigation of CLEC Certificate No. 8624, issued to Minority Telecom Resalers, Inc. d/b/a North Dade Telecom, for apparent violation of Section 364.183(1), F.S., Access to Company Records and first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. | DOCKET NO. 080479-TX

In re: Compliance investigation of CLEC Certificate No. 8649, issued to MOA Business Corporation d/b/a ZStar Communications, for apparent violation of Section 364.183(1), F.S., Access to Company Records and first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. | DOCKET NO. 080481-TX

In re: Compliance investigation of CLEC Certificate No. 8670, issued to E-Z Family Connection, Corp., for apparent violation of Section 364.183(1), F.S., Access to Company Records and first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. | DOCKET NO. 080482-TX

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 6

In re: Compliance investigation of CLEC Certificate No. 8674, issued to Callis Communications, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. DOCKET NO. 080483-TX

In re: Compliance investigation of CLEC Certificate No. 8672, issued to Telcentrex, LLC, for apparent violation of Section 364.183(1), F.S., Access to Company Records and first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. DOCKET NO. 080484-TX

In re: Compliance investigation of CLEC Certificate No. 8676, issued to TYBE COMMUNICATIONS INC., for apparent violation of Section 364.183(1), F.S., Access to Company Records and first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. DOCKET NO. 080485-TX

In re: Compliance investigation of CLEC Certificate No. 8677, issued to Security Advisors, Inc. d/b/a SecureCOMM, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. DOCKET NO. 080486-TX

In re: Compliance investigation of CLEC Certificate No. 8682, issued to Swiftel, LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies. DOCKET NO. 080487-TX

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 7

In re: Compliance investigation of CLEC Certificate No. 8684, issued to Vistavox of FL, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080488-TX

In re: Compliance investigation of CLEC Certificate No. 8687, issued to One Voice Communications, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080489-TX

In re: Compliance investigation of CLEC Certificate No. 8689, issued to e-Path Communications, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080490-TX

In re: Compliance investigation of CLEC Certificate No. 8692, issued to New Horizons Communications Corp., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080491-TX

In re: Compliance investigation of CLEC Certificate No. 8693, issued to Touchtone Communications Inc. of Delaware, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080492-TX

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 8

In re: Compliance investigation of CLEC Certificate No. 8702, issued to Cubic Communications, LLC, for apparent violation of Section 364.183(1), F.S., Access to Company Records and first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080494-TX

In re: Compliance investigation of CLEC Certificate No. 8644, issued to Globetel, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 080510-TX

ORDER NO. PSC-08-0562-PAA-TX

ISSUED: August 29, 2008

**NOTICE OF PROPOSED AGENCY ACTION ORDER IMPOSING PENALTIES AND COLLECTION COSTS, AND REQUIRING PAYMENT OF DELINQUENT REGULATORY ASSESSMENT FEES, OR CANCELLING COMPETITIVE LOCAL EXCHANGE COMPANY CERTIFICATES FOR VIOLATION OF RULE 25-4.0161, FLORIDA ADMINISTRATIVE CODE**

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.

Pursuant to Rule 25-4.0161(10), Florida Administrative Code, telecommunications companies that fail to pay the Regulatory Assessment Fee, including statutory late payment charges, within 15 days after receiving a delinquent notice, shall be automatically penalized \$500 for a first offense, \$1,000 for a second offense, and \$2,000 for a third offense. The penalty amounts include collection costs. If an entity fails to pay the Regulatory Assessment Fee in full, including statutory late payment charges, along with the penalty amount, that entity's certificate shall be cancelled.



ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 9

Pursuant to Section 364.336, Florida Statutes, certificate holders must pay a minimum annual Regulatory Assessment Fee if the certificate was active during any portion of the calendar year. Pursuant to Rule 25-4.0161(2), Florida Administrative Code, the form and applicable fees are due to the Florida Public Service Commission by January 30 of the subsequent year. Pursuant to Section 350.113(4), Florida Statutes, the Regulatory Assessment Fee return forms, for the period of January 1 through December 31, are mailed to entities at least 45 days prior to the date that payment of the fee is due.

The Division of Administrative Services advised our staff that the entities listed below failed to comply with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code. The entities without an asterisk (\*) before their names have not paid the fee. Those entities marked with an asterisk (\*) before the name, paid the fee more than 15 days after receipt of the delinquent notice. Those entities marked with a double asterisk (\*\*) before the name, paid the fee more than 15 days after receipt of the delinquent notice but owe statutory late payment charges. Those entities marked with three asterisks (\*\*\*) before the name, paid the fee and accrued late payment charges more than 15 days after receipt of the delinquent notice and have paid the \$500 penalty.

<u>ENTITY'S NAME</u>	<u>CO. CODE</u>	<u>DOCKET NO.</u>
Unicom Communications, LLC	TX095	080422-TX
Esodus Communications, Inc. d/b/a Excelink Communications d/b/a Instatone	TX228	080423-TX
Intelligence Network Online, Inc.	TX363	080442-TX
***Tallahassee Community College	TX379	080443-TX
*Express Phone Service, Inc.	TX481	080445-TX
Quality Telephone Inc.	TX550	080446-TX
Fast Phones, Inc. of Alabama	TX573	080447-TX
WinSonic Digital Media Group, Ltd. Corp.	TX923	080453-TX
*Astrocom Corporation	TX899	080454-TX

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 10

<b><u>ENTITY'S NAME</u></b>	<b><u>CO. CODE</u></b>	<b><u>DOCKET NO.</u></b>
Tel West Communications, LLC	TX611	080455-TX
Laser Telecom, LLC	TX673	080460-TX
The Sunshine State Telephone Company, L.L.P. d/b/a Sunshine State Total Communications	TX701	080463-TX
Alpha Fiber Inc.	TX702	080464-TX
*Connect Paging, Inc. d/b/a Get A Phone	TX776	080465-TX
Optical Telecommunications, Inc. d/b/a HControl Corporation d/b/a SH Services LLC	TX797	080469-TX
*XFone USA, Inc.	TX800	080470-TX
***Broadwing Communications, LLC	TX804	080471-TX
Vertex Communications, Inc. d/b/a Zenith Communications of Florida, Inc.	TX811	080472-TX
Unitycomm, LLC	TX812	080473-TX
NationsLine Florida, Inc.	TX833	080474-TX
*BLC Management LLC d/b/a Angles Communication Solutions	TX840	080475-TX
**Digital Express, Inc.	TX849	080477-TX
Alpha Phone Inc.	TX867	080478-TX
Minority Telecom Resalers, Inc. d/b/a North Dade Telecom	TX878	080479-TX

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 11

<b>ENTITY'S NAME</b>	<b>CO. CODE</b>	<b>DOCKET NO.</b>
MOA Business Corporation d/b/a ZStar Communications	TX893	080481-TX
E-Z Family Connection, Corp.	TX909	080482-TX
Callis Communications, Inc.	TX913	080483-TX
Telcentrex, LLC	TX914	080484-TX
TYBE COMMUNICATIONS INC.	TX916	080485-TX
Security Advisors, Inc. d/b/a SecureCOMM	TX917	080486-TX
***Swiftel, LLC	TX922	080487-TX
Vistavox of FL, Inc.	TX924	080488-TX
**One Voice Communications, Inc.	TX927	080489-TX
e-Path Communications, Inc.	TX932	080490-TX
New Horizons Communications Corp.	TX935	080491-TX
Touchtone Communications Inc. of Delaware	TX936	080492-TX
Cubic Communications, LLC	TX945	080494-TX
Globetel, Inc.	TX890	080510-TX

Accordingly, we hereby find it appropriate to cancel each entity's competitive local exchange company (CLEC) certificate for failure to comply with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, unless each entity pays a penalty and cost of collection, together totaling \$500, and remits the past due Regulatory Assessment Fees, along with any accrued statutory late payment charges, to the Florida Public Service Commission.

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 12

If this Order is not protested, each entity's respective CLEC certificate shall be cancelled. If an entity pays the penalty and cost of collection, together totaling \$500, and remits any past due Regulatory Assessment Fees, along with any accrued statutory late payment charges, prior to the expiration of the Proposed Agency Action Order, then that entity's respective CLEC certificate will remain active. If an entity fails to protest the Order or pay the penalty and cost of collection, together totaling \$500, and fails to remit any past due Regulatory Assessment Fees, along with any accrued statutory late payment charges, prior to the expiration of the Proposed Agency Action Order, then that entity's CLEC certificate should be cancelled administratively, and the collection of any past due Regulatory Assessment Fees should be referred to the Florida Department of Financial Services for further collection efforts. If an entity's CLEC certificate is cancelled in accordance with this Commission's Order, that company should be required to immediately cease and desist providing competitive local exchange service in Florida. This docket should be closed administratively either upon receipt of the payment of the penalty and cost of collection, together totaling \$500, and any past due Regulatory Assessment Fees, along with any accrued statutory late payment charges from each entity, or upon cancellation of that entity's CLEC certificate. If an entity's CLEC certificate is cancelled in accordance with this Order and it subsequently decides to reapply for a certificate as a telecommunications company, that entity shall be required to first pay the penalty and cost of collection, together totaling \$500 and any outstanding fees, including accrued statutory late payment charges. We are vested with jurisdiction over these matters pursuant to Sections 350.113, 364.336, 364.337, and 364.285, Florida Statutes.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that each of the entities listed herein shall pay a penalty and cost of collection, together totaling \$500, and any past due Regulatory Assessment Fees, including any statutory late payment charges, to the Florida Public Service Commission for failure to comply with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, by the end of the protest period. The cost of collection will be subtracted from any monies collected as payments (full or partial) of the penalty and cost of collection, and will be deposited, along with the past due Regulatory Assessment Fees, in the Florida Public Service Commission Regulatory Trust Fund, pursuant to Section 350.113, Florida Statutes. The statutory late payment charges and any portion of the penalty exceeding the cost of collection will be remitted to the Florida Department of Financial Services for deposit in the State of Florida General Revenue Fund, pursuant to Section 364.285(1), Florida Statutes. It is noted that Tallahassee Community College, Broadwing Communications, LLC, and Swiftel, LLC have, in advance, complied with the terms and conditions of this Order. It is further

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 13

ORDERED that should any of the entities fail to comply with this Order, that entity's respective certificate shall be cancelled. It is further

ORDERED that the cancellation of the certificate in no way diminishes any of the entities' obligation to pay applicable delinquent Regulatory Assessment Fees, and any accrued statutory late payment charges. If any company listed in this Order has its respective certificate cancelled, and subsequently decides to reapply for certification as a telecommunications company, that company shall be required to first pay any outstanding penalties and cost of collection and fees, including accrued statutory late payment charges. Any unpaid Regulatory Assessment Fees, and accrued statutory late payment charges, shall be referred to the Florida Department of Financial Services for further collection efforts. It is further

ORDERED that if an entity's certificate is cancelled in accordance with this Order, that entity shall immediately cease and desist providing competitive local exchange telecommunications service in Florida. It is further

ORDERED that any protest to the action proposed herein shall specify the entity or entities to which it applies. It is further

ORDERED that if a protest to this Order is filed, the protest shall not prevent the action proposed herein from becoming final with regard to the remaining entities listed in this Order. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that in the event this Order becomes final, these dockets shall be closed upon receipt of the imposed penalty and cost of collection, together totaling \$500, and any Regulatory Assessment Fees, including statutory late payment charges, from each entity or upon cancellation of that entity's CLEC certificate.

ORDER NO. PSC-08-0562-PAA-TX

DOCKET NOS. 080422-TX, 080423-TX, 080442-TX, 080443-TX, 080445-TX, 080446-TX, 080447-TX, 080453-TX, 080454-TX, 080455-TX, 080460-TX, 080463-TX, 080464-TX, 080465-TX, 080469-TX, 080470-TX, 080471-TX, 080472-TX, 080473-TX, 080474-TX, 080475-TX, 080477-TX, 080478-TX, 080479-TX, 080481-TX, 080482-TX, 080483-TX, 080484-TX, 080485-TX, 080486-TX, 080487-TX, 080488-TX, 080489-TX, 080490-TX, 080491-TX, 080492-TX, 080494-TX, 080510-TX

PAGE 14

By ORDER of the Florida Public Service Commission this 29th day of August, 2008.



---

ANN COLE  
Commission Clerk

( S E A L )

TJB

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 Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on September 19, 2008.

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.