



Public Service Commission

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COMMISSION CLERK

DATE: October 7, 2008

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

FROM: Beth W. Salak, Director, Division of Regulatory Compliance
Adam J. Teitzman, Attorney Supervisor, Office of the General Counsel

RE: Closure of Docket No. 080162-TI: Acknowledgement of registration as intrastate interexchange telecommunications company, effective March 18, 2008, by NCOM Networks, LLC.

On December 4, 2007, Docket No. 070711-TI, was established to investigate NCOM Networks, LLC's (NCOM) apparent violation of Rule 25-24.470, F.A.C. By Order No. PSC-08-0082-PAA-TI, issued February 12, 2008, the Commission imposed a penalty against NCOM in the amount of \$25,000 for its apparent violation of the rule. On March 10, 2008, Order No. PSC-08-0147-CO-TI, was issued making Order No. PSC-08-0082-PAA-TI final and effective.

To resolve the company's apparent rule violation in Docket No. 070711-TI, NCOM submitted a proposed settlement offer to be paid in lieu of the \$25,000 penalty and on March 18, 2008, Docket No. 080162-TI, was established. By Order No. PSC-08-0294-PAA-TI, issued May 5, 2008, the Commission accepted NCOM's proposed settlement offer to make a voluntary contribution in the amount of \$12,500 to be paid within fourteen calendar days after the issuance of the Consummating Order and acknowledged the company's registration as an intrastate interexchange telecommunications company, effective March 18, 2008. Consummating Order No. PSC-08-0359-CO-TI, was issued on May 30, 2008.

The Commission ordered that this docket shall be closed administratively upon either the receipt of the payment of the settlement amount or upon referral of the penalty to the Department of Financial Services. More than fourteen calendar days have elapsed since the issuance of the Consummating Order and NCOM's settlement payment has not been received. As a result of the company's failure to pay its proposed settlement, NCOM's IXC Registration No. TK196 should be removed from the registry and the company's tariff should be cancelled, effective June 13, 2008. As ordered by the Commission, staff has referred the \$25,000 penalty to the Department of Financial Services for collection; therefore, this docket should be closed administratively.

KLC/

cc: Division of Regulatory Compliance (Curry)
Office of the General Counsel (Brooks)

*OK to close
10-15-08
nlp*

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