

.State of Florida



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: December 3, 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: Compliance investigation 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 – Esodus Communications, Inc. d/b/a Excelink Communications d/b/a Instatone
- Docket No. 080460-TX – Laser Telecom, LLC
- Docket No. 080479-TX – Minority Telecom Resalers, Inc. d/b/a North Dade Telecom
- Docket No. 080481-TX – MOA Business Corporation d/b/a ZStar Communications
- Docket No. 080482-TX – E-Z Family Connection, Corp.
- Docket No. 080484-TX – Telcentrex, LLC
- Docket No. 080485-TX – TYBE COMMUNICATIONS INC.
- Docket No. 080494-TX – Cubic Communications, LLC

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The Commission issued Proposed Agency Action (PAA) Order Nos. PSC-08-0562-PAA-TX (the RAF Order) and PSC-08-0655-PAA-TX (the Competition Report Order) in dockets as summarized in Table 1 below, made final and effective by Consummating Order Nos. PSC-08-0617-CO-TX and PSC-08-0736-CO-TX, respectively. For each company listed in Table 1, the Competition Report Order imposed a penalty in the amount of \$10,000 for failure to comply with Section 364.183(1), Florida Statutes (F.S.), and the RAF Order imposed an automatic penalty in the amount of \$500 for first-time violation of Rule 25-4.0161, Florida Administrative Code (F.A.C.), and required the company to pay its respective outstanding regulatory assessment fees (RAFs) along with statutory late payment charges. The RAF Order required each company to pay its respective monies within the 21-day protest period, and the Competition Report Order required the companies to pay the \$10,000 penalty within 14 days of the issuance of the Consummating Order or have its respective competitive local exchange telecommunications company (CLEC) certificate canceled. The companies listed in Table 1 have neither protested the Commission's Orders nor paid the penalties, regulatory assessment fees, and statutory late payment charges. Therefore, each company's CLEC certificate, as listed in Table 1, should be canceled effective November 4, 2008, and these dockets should be closed administratively.

DOCUMENT NUMBER-DATE *K to Close 12/09/08 hmv*

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TABLE 1 – Certificate Cancellations

Docket No.	Company	Certificate Number
080423-TX	Esodus Communications, Inc.	5731
080460-TX	Laser Telecom, LLC	8148
080479-TX	Minority Telecom Resalers, Inc.	8624
080481-TX	MOA Business Corporation	8649
080482-TX	E-Z Family Connection, Corp.	8670
080484-TX	Telcentrex, LLC	8672
080485-TX	TYBE COMMUNICATIONS INC.	8676
080494-TX	Cubic Communications, LLC	8702

cc: Lee Eng Tan (GCL)
Victor McKay (GCL)
Greg Shafer (SGA)
Tabitha Hunter (SGA)
Paula Isler (RCP)
Melinda Watts (RCP)
Margie Johnson (RCP)