

REQUEST TO ESTABLISH DOCKET

(Please Type)

RECEIVED-FPSC
09 APR 17 AM 9:20
COMMISSION CLERK

Date: 4/17/2009 Docket No.: 090210-TX

1. Division Name/Staff Name: Division Of Regulatory Compliance/Isler

2. OPR:

3. OCR: Office of the General Counsel

4. Suggested Docket Title: Compliance investigation of CLEC Certificate No. 8710, issued to Mextel Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a The Phone Company, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

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
03551 APR 17 8

Regulatory Assessment Fee Account Information

History | History 2 | Statistics | Comments | Forms | Mailing | Company | Accounts | Dockets | Consumer

Company Identification

Complete Name: World Communications Inc. db/a The Dominion Phone Company db/a The Florida Phone Company db/a The Phone Company

Mailing Name: The Phone Company

Company Code: X65 Regulated: 03/16/2008 Inactive:

RAF Account Information

RAF Period Covered: 01/01/2008-12/31/2008 CLX Service: 05

Return: [Buttons] Valcom: [Buttons] [Buttons]

Confidential
 RAF Form Received
 RAF Account Satisfied
 Amended Return
 Extension Approved
 Actual Return
 Estimated Return
 RAF Correspondence Suspended

Number of Payments Received: [Field]
 Do Not Calculate: Penalty Interest
 Comments Available

Operating Revenue: \$0.00 Gross Intrastate Revenue: \$0.00
 RAF Rate: Net RAF Due: \$0.00

Assessments	Due	Paid	Owe
RAF	\$0.00	\$0.00	\$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	\$0.00	\$0.00	\$0.00

PrintPreview
RAF Documents
Annual Reports
Edit
Cancel

Modification Log

12/02/2008
 Last modification was made on Tuesday, December 2, 2008 at 8:21 AM by David Brown

DOCUMENT NUMBER-DATE
 03551 APR 17 8
 FPSC-COMMISSION CLERK

Paula Isler

From: Paula Isler
Sent: Wednesday, March 25, 2009 9:14 AM
To: 'Phil Rosen'
Cc: 'Todd Rosenschein'
Subject: RE: TK187 - Mextel Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a The Phone Company

Dear Mr. Rosenschein:

I apologize for the delay in getting back with you. There is no easy answer since so many agencies are involved.

E911 is \$0.50 statewide - See Section 365.172(8)(3)(f), Florida Statutes. You can also go to our website (www.floridapsc.com) which provides a link to the Florida 911 Coordinators. However, it depends what is in your interconnection agreement(s) as to who collects and pays the fees. After you are at our home page, click on "Utility Regulation", then "Telecommunications", then "Florida 911 Coordinators."

Telecommunications Relay Surcharge - See Section 427.704(4), Florida Statutes. You need to go to our website and click on "Utility Regulation", then "Telecommunications", then "Florida Relay." I would suggest you read all to familiarize yourself with all procedures.

State Tax - See Sections 203.01(1)(b), 203.01(1)(a)2, 202.12(1)(a), and 202.125(1), Florida Statutes. The Florida Department of Revenue is the agency that oversees state taxes. Their website is: <http://dor.myflorida.com/dor/>.

County Tax - See Section 202.19(4)(a), (4)(b), and (5), Florida Statutes. County taxes are overseen by counties, but the Florida Department of Revenue provides additional information on this tax. See: <https://geotax.state.fl.us/dorPubIdx.jsp>.

Federal Tax, also known as the Federal Excise Tax - See 26 U.S.C. Section 4251(b)(2) and 26 U.S.C. Section 4252(b). - The Internal Revenue Service is your source for information about this.

Universal Service Fund charge - The Federal Communications Commission is your source for information about this.

Paula Isler
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(850) 413-6502-Phone
(850) 413-6503-Fax
PIsler@psc.state.fl.us

From: Phil Rosen [<mailto:phil@yourtelephone.net>]
Sent: Tuesday, March 03, 2009 2:52 PM

4/15/2009

To: Paula Isler
Cc: 'Todd Rosenschein'
Subject: RE: TK187 - Mextel Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a The Phone Company

Dear Ms Isler,

Thank you for your prompt response to our phone call. Would or could you explain or direct us to information regarding which taxes and or fees we are responsible for as a Florida CLEC so we may assure compliance with the regulatory agencies?

Phil Rosenschein

From: Paula Isler [mailto:PIsler@PSC.STATE.FL.US]
Sent: Wednesday, February 25, 2009 1:28 PM
To: todd@yourtelephone.net
Cc: phil@yourtelephone.net
Subject: FW: TK187 - Mextel Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a The Phone Company

Dear Mr. Rosenschein:

I decided to just respond to you on the e-mail I sent you Friday about your IXC. Just so there is no misunderstanding, Mextel has two certificates. The IXC, which gives the company authority to sell/resell long distance service, including prepaid calling cards. The IXC company code is TK187. In addition, the company has a CLEC and that company code is TX951. From our conversation, you stated that local service is all the company provides and that you wanted to keep the CLEC certificate active. The Regulatory Assessment Fee (RAF) is owed (there is a \$700 minimum for IXCs and \$600 for CLECs) if a certificate was active for any day during a calendar year. And, certificates remain active until a company requests cancellation or until the Commission cancels a certificate on its own motion. This means that Mextel owes the 2008 and 2009 RAFs since we were not aware until today that the company is interested in cancelling its IXC certificate.

As information, there are two types of cancellation, one is voluntary, which is granted if a company leaves in good standing and does not owe any fees. The other is involuntary, which is when a certificate is cancelled on the Commission's own motion for violation of a rule, order, or statute. Either way, the company needs to write us a letter requesting cancellation. The letter should also include its intent on payment of the 2008 and 2009 fees. The 2008 and 2009 RAF returns are attached.

As soon as we receive a letter requesting cancellation of the certificate, a docket will be opened to handle the cancellation request. I wish I had better news for you but let me know if you have any questions.

Thanks.

Paula Isler
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Tallahassee, FL 32399-0850
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(850) 413-6503-Fax
PIsler@psc.state.fl.us

From: Paula Isler
Sent: Friday, February 20, 2009 3:12 PM
To: 'todd@yourtelephone.net'

4/15/2009

Subject: TK187 - Mextel Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a The Phone Company

Good afternoon:

This morning (February 20, 2009), the Commission mailed out delinquent notices to those companies that either have not paid the 2008 Regulatory Assessment Fee (RAF) or have not paid the 2008 RAF in full. Our records show that the company has not paid the 2008 RAF. I wanted to give you a heads up because those certificate holders not complying with the delinquent notices will be automatically fined \$500 for a first offense, \$1,000 for a second offense, and \$2,000 for a third offense. A copy of the Regulatory Assessment Fee rule is attached.

If the company owes the minimum and if payment is postmarked between January 31 and March 1, the total due is \$742, which is comprised of the \$700 minimum RAF, \$35 penalty, and \$7 interest. If payment is postmarked between March 2 and March 31, the total due is \$784, which is comprised of the \$700 minimum RAF, \$70 penalty, and \$14 interest. A copy of the 2008 RAF return form is also attached. Please complete it and return it with full payment, including the late payment charges. Just as information, late payment charges (penalty and interest) continue to accrue until the RAF is paid.

If your records show that payment was made, let me know right away by providing me with the check number and the date payment was mailed so that I can research this further. Please let me know if you have any questions. Thanks.

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PIsler@psc.state.fl.us

Paula Isler

From: Todd Rosenschein [todd@yourtelephone.net]
Sent: Monday, February 23, 2009 2:18 PM
To: Paula Isler
Cc: phil@yourtelephone.net
Subject: RE: TX951 - Mextel Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a The Phone Company
Importance: High

I forward to my staff, we may have file an incorrect document with PSC. I will have him contact you today. Sorry for the delay.
Kind regards,

Todd Rosenschein
The Phone Company
20757 W. Pennsylvania Ave.
Dunnellon, Fl. 34431-6718
Office: 888-390-2073
Fax: 352-533-3169
www.yourtelephone.net

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From: Paula Isler [mailto:PIsler@PSC.STATE.FL.US]
Sent: Monday, February 23, 2009 2:16 PM
To: todd@yourtelephone.net
Subject: TX951 - Mextel Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a The Phone Company

Good afternoon:

On Friday, February 20, 2009, the Commission mailed out delinquent notices to those companies

that either have not paid the 2008 Regulatory Assessment Fee (RAF) or have not paid the 2008 RAF in full. Our records show that the company has not paid the 2008 RAF. I wanted to give you a heads up because those certificate holders not complying with the delinquent notices will be automatically fined \$500 for a first offense, \$1,000 for a second offense, and \$2,000 for a third offense. A copy of the Regulatory Assessment Fee rule is attached.

If the company owes the minimum and if payment is postmarked between January 31 and March 1, the total due is \$636, which is comprised of the \$600 minimum RAF, \$30 penalty, and \$6 interest. If payment is postmarked between March 2 and March 31, the total due is \$672, which is comprised of the \$600 minimum RAF, \$60 penalty, and \$12 interest. A copy of the 2008 RAF return form is also attached. Please complete it and return it with full payment, including the late payment charges. Just as information, late payment charges (penalty and interest) continue to accrue until the RAF is paid.

If your records show that payment was made, let me know right away by providing me with the check number and the date payment was mailed so that I can research this further. Please let me know if you have any questions. Thanks.

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Tallahassee, FL 32399-0850
(850) 413-6502-Phone
(850) 413-6503-Fax
PIsler@psc.state.fl.us

Paula Isler

From: Paula Isler
Sent: Monday, February 23, 2009 2:16 PM
To: 'todd@yourtelephone.net'
Subject: TX951 - Mextel Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a The Phone Company
Attachments: raf-tx951-08-0-r.pdf; RAF rule.pdf

Good afternoon:

On Friday, February 20, 2009, the Commission mailed out delinquent notices to those companies that either have not paid the 2008 Regulatory Assessment Fee (RAF) or have not paid the 2008 RAF in full. Our records show that the company has not paid the 2008 RAF. I wanted to give you a heads up because those certificate holders not complying with the delinquent notices will be automatically fined \$500 for a first offense, \$1,000 for a second offense, and \$2,000 for a third offense. A copy of the Regulatory Assessment Fee rule is attached.

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Entity Name Search

No Events

No Name History

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Detail by Entity Name

Florida Profit Corporation

MEXTEL COMMUNICATIONS INC.

Filing Information

Document Number P07000096432
FEI/EIN Number 260789698
Date Filed 08/28/2007
State FL
Status ACTIVE
Effective Date 09/27/2007

Principal Address

20757 WEST PENNSYLVANIA AVE
DUNNELLON FL 34431 US

Changed 01/07/2008

Mailing Address

20757 WEST PENNSYLVANIA AVE
DUNNELLON FL 34431 US

Changed 01/07/2008

Registered Agent Name & Address

ROSENSCHEIN, TODD
9313 SW 201ST CIRCLE
DUNNELLON FL 34431 US

Officer/Director Detail

Name & Address

Title P

ROSENSCHEIN, TODD
9313 SW 201ST CIRCLE
DUNNELLON FL 34431 US

Title VP

ROSENSCHEN, CATHLEEN
9313 SW 201ST CIRCLE
DUNNELLON FL 34431 US

Annual Reports

Report Year Filed Date
2008 01/07/2008

Document Images

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No Filing History

Fictitious Name Detail

Fictitious Name

THE DUNNELLON PHONE COMPANY

Filing Information

Document Number	G07270900278
Status	ACTIVE
Filed Date	09/27/2007
Expiration Date	12/31/2012
Current Owners	1
County	MULTIPLE
Total Pages	1
Events Filed	NONE
FEI/EIN Number	26-0789698

Mailing Address

9313 SW 201ST CIRCLE
DUNNELLON, FL 34431

Owner Information

MEXTEL COMMUNICATIONS INC.
9313 SW 201ST CIRCLE
DUNNELLON, FL 34431
FEI/EIN Number: 26-0789698
Document Number: P07000096432

Document Images

09/27/2007 -- Fictitious Name Filing

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No Filing History

Fictitious Name Detail

Fictitious Name

THE FLORIDA PHONE COMPANY

Filing Information

Document Number	G07268900280
Status	ACTIVE
Filed Date	09/25/2007
Expiration Date	12/31/2012
Current Owners	1
County	MULTIPLE
Total Pages	1
Events Filed	NONE
FEI/EIN Number	26-0789698

Mailing Address

9313 SW 201ST CIRCLE
DUNNELLON, FL 34431

Owner Information

MEXTEL COMMUNICATIONS INC.
9313 SW 201ST CIRCLE
DUNNELLON, FL 34431
FEI/EIN Number: 26-0789698
Document Number: P07000096432

Document Images

09/25/2007 -- Fictitious Name Filing

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Fictitious Name Detail

Fictitious Name

THE PHONE COMPANY

Filing Information

Document Number	G08008900415
Status	ACTIVE
Filed Date	01/08/2008
Expiration Date	12/31/2013
Current Owners	1
County	MARION
Total Pages	1
Events Filed	NONE
FEI/EIN Number	NONE

Mailing Address

20757 WEST PENNSYLVANIA AVE
DUNNELLON, FL 34431

Owner Information

MEXTEL COMMUNICATIONS INC.
9313 SW 201ST CIRCLE
DUNNELLON, FL 34431
FEI/EIN Number: 26-0789698
Document Number: P07000096432

Document Images

01/08/2008 -- Fictitious Name Filing

Note: This is not official record. See documents if question or conflict.

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Track & Confirm

FAQs

Track & Confirm

Search Results

Label/Receipt Number: 7006 2760 0003 8795 0839
Status: Delivered

Your item was delivered at 11:30 AM on February 27, 2009 in DUNNELLON, FL 34432.

[Additional Details >](#)

[Return to USPS.com Home >](#)

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Notification Options

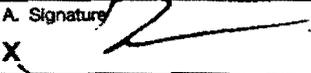
Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

TX 951
The Phone Co.

Del. 2/27
Due 3/16
Unpd 3/27

Receipt (name illegible)

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature  <div style="float: right;"> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee </div>	
1. Article Addressed to: TX951-08-0-D The Phone Company 20757 West Pennsylvania Avenue Dunnellon, FL 34431-6718	B. Received by (Printed Name)	C. Date of Delivery
2. Article Number (Transfer from service label)	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No 3. Service Type: <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
PS Form 3811, February 2004		Domestic Return Receipt
		7006 2760 0003 8795 0839
		102595-02-44-1540

MCD Company Information for TX951

Printed on 04/13/2009 at 08:26:34 by PJI

Company Code: TX951
Complete Name: Mextel Communications Inc. d/b/a The Dunnellon Phone Company
d/b/a The Florida Phone Company d/b/a The Phone Company
Mailing Name: The Phone Company
Certificate No(s): 8710
Status: Active
Regulation Date: 03/19/2008
Bankruptcy: No
Company Liaison #1: Todd Rosenschein
Title: President
Mailing Address: 20757 West Pennsylvania Avenue
Dunnellon, FL 34431-6718
Physical Location: 20757 West Pennsylvania Avenue
Dunnellon, FL 34431-6718
Phone: (888) 390-2073
Fax: (888) 390-2088
Related Dockets:
070702-TX Application for certificate to provide competitive local exchange
telecommunications service by Mextel Communications Inc. d/b/a
The Dunnellon Phone Company d/b/a The Florida Phone Company d/b/a
The Phone Company.
080566-TP Request for approval of interconnection, unbundling, resale, and
collocation agreement between Embarq Florida, Inc. and Mextel
Communications Inc. d/b/a The Dunnellon Phone Company d/b/a The
Florida Phone Company d/b/a The Phone Company.
080595-TP Request for approval of interconnection, unbundling, resale, and
collocation agreement between BellSouth Telecommunications, Inc.
d/b/a AT&T Florida d/b/a AT&T Southeast and Mextel
Communications, Inc.