

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Acknowledgment of cancellation of IXC
Registration No. TK249 by New Venture
L.L.C., effective November 12, 2009.

DOCKET NO. 090513-TI

In re: Acknowledgment of cancellation of IXC
Registration No. TI534 by Pioneer Telecom,
Inc., effective October 13, 2009.

DOCKET NO. 090541-TI

In re: Acknowledgment of cancellation of IXC
Registration No. TK105 by Atlantic Ventures
Group, Inc. d/b/a Direct Connek, effective
December 31, 2009.

DOCKET NO. 100061-TI
ORDER NO. PSC-10-0216-PAA-TI
ISSUED: April 6, 2010

The following Commissioners participated in the disposition of this matter:

NANCY ARGENZIANO, Chairman
LISA POLAK EDGAR
NATHAN A. SKOP
DAVID E. KLEMENT
BEN A. "STEVE" STEVENS III

NOTICE OF PROPOSED AGENCY ACTION ORDER
CANCELLING INTRASTATE INTEREXCHANGE TELECOMMUNICATIONS TARIFFS
AND REGISTRATIONS ON THE COMMISSION'S OWN MOTION

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.

New Venture L.L.C., Pioneer Telecom, Inc., and Atlantic Ventures Group, Inc. d/b/a Direct Connek currently hold Intrastate Interexchange Telecommunications (IXC) Registration Nos. TK249, TI534, and TK105, respectively. Pursuant to Section 364.336, Florida Statutes, telecommunications companies must pay a minimum annual Regulatory Assessment Fee (RAF) for each certificate or registration if the certificate or registration 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. In addition, Rule 25-24.474, Florida

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Administrative Code, provides that intrastate interexchange companies must pay any current and past due Regulatory Assessment Fees with its request for cancellation.

This Commission received correspondence from each entity requesting cancellation of their respective tariffs and removal of their names from the IXC register. Our staff contacted each entity and advised that any unpaid RAFs needed to be paid before a voluntary cancellation could be granted. New Venture L.L.C. owes the 2009 RAF, along with accrued statutory late payment charges. Pioneer Telecom, Inc. owes the 2009 RAF and partial RAFs for 1998 and 2003, along with statutory late payment charges for 1998, 1999, 2003, and 2009. Atlantic Ventures Group, Inc. d/b/a Direct Connek owes the 2009 RAF, along with statutory late payment charges for 2007 and 2009.

For the reasons described above, we deny New Venture L.L.C., Pioneer Telecom, Inc., and Atlantic Ventures Group, Inc. d/b/a Direct Connek's requests for voluntary cancellation of their respective IXC tariffs and removal of their names from the register. However, we find it appropriate to involuntarily cancel each entity's respective IXC tariff and remove each entity's name from the register, effective the date as listed in each entity's respective docket title, on this Commission's own motion for failure to comply with Rule 25-24.474, Florida Administrative Code, and pursuant to Section 364.336, Florida Statutes.

The cancellation of an IXC tariff and removal of an entity's name from the register in no way diminishes that entity's obligation to pay the applicable Regulatory Assessment Fees, including any accrued statutory late payment charges. If this Order is not protested, each entity's respective IXC tariff shall be cancelled, and their respective names removed from the register. If an entity pays the Regulatory Assessment Fees, along with accrued late payment charges, prior to the expiration of the Proposed Agency Action Order, then the cancellation of that entity's IXC tariff and removal of its name from the register will be voluntary. If an entity fails to protest the Order or pay the Regulatory Assessment Fees, along with accrued late payment charges, prior to the expiration of the Proposed Agency Action Order, then that entity's IXC tariff shall be involuntarily cancelled administratively and its name removed from the register, and the collection of the unpaid Regulatory Assessment Fees, including accrued statutory late payment charges, shall be referred to the Florida Department of Financial Services for further collection efforts. If an entity's respective IXC tariff is cancelled and its name removed from the register in accordance with this Order, that entity shall be required to immediately cease and desist providing telecommunications service in Florida. These dockets shall be closed administratively either upon receipt of the payment of the Regulatory Assessment Fees, including accrued late payment charges for a voluntary cancellation, or upon this Commission's own motion as an involuntary cancellation. Each entity's respective IXC tariff will be cancelled and its name removed from the register. If an entity's IXC tariff is cancelled and its name removed from the register, and that entity subsequently decides to reregister as a telecommunications company, that entity shall be required to first pay any unpaid Regulatory Assessment Fees, including any accrued statutory late payment charges. We are vested with jurisdiction over these matters pursuant to Sections 364.02, 364.285, and 364.336, Florida Statutes.

Based on the foregoing, it is