

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: June 12, 2014
TO: Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk
FROM: Office of Telecommunications (Williams) *EW* *ps*
Office of the General Counsel (Hopkins)
RE: Docket No. 140017-TX – Application for authority to provide telecommunications service by SmallCells Tower Company, LLC.

On January 7, 2014, SmallCells Tower Company, LLC (SmallCells) filed an Application for Authority to Provide Telecommunications Service. Docket No. 140017-TX was opened on January 14, 2014, to process the application.

On March 19, 2014, staff requested financial data from SmallCells needed to evaluate its application. Staff did not receive a response to its March 19, 2014 data request submitted to SmallCells.

On May 21, 2014, staff forwarded a Certified Letter to SmallCells requesting that the financial data be submitted by June 5, 2014. Staff further explained that if the data was not received by June 5, 2014, staff would consider SmallCell's application incomplete and close the docket. As of June 11, 2014, staff had not received a response from SmallCells. Administrative Procedures Manual 207C.5.f. states:

TEL and GCL may deny an application to provide pay telephone service, or obtain a certificate of authority to provide local service if staff finds the application is incomplete or inaccurate, subject to the following conditions:

- (1) Staff shall send a certified letter to the applicant requesting completion and/or correction of the application.
- (2) The applicant does not respond within 15 days.
The docket shall be closed upon issuance of an administrative order.

Therefore, Pursuant to Section 2.07C.5.f., Administrative Procedures Manual, the application should be denied and the docket closed.