

REQUEST TO ESTABLISH DOCKET

(Please type or print. File original with CLK.)

Date:	5/3/2018	
1. From Division / Staff:	Division Of Economic Services/Toni Mccoy	
2. OPR:	Toni McCoy, ECO	
3. OCR:	GCL	
4. Suggested Docket Title:	Compliance investigation of local exchange Certificate No. 8902, issued to TNE Telephone, Inc., for apparent first-time violation of Rule 25-4.0161, FAC., Regulatory Assessment Fees; Telecommunications Companies.	
5. Program/Module/Submodule Assignment:	A18a, A10	
6. Suggested Docket Mailing List		
a. Provide NAMES/ACRONYMS, if registered company		<input type="checkbox"/> Provided as an Attachment
Company Code, if applicable:	Parties (include address, if different from MCD):	Representatives (name and address):
TY139		
b. Provide COMPLETE NAME AND ADDRESS for all others (match representatives to companies)		
Company Code, if applicable:	Interested persons, if any, (include address, if different from MCD):	Representatives (name and address):
7. Check one:	<input checked="" type="checkbox"/> Supporting documentation attached	<input type="checkbox"/> To be provided with Recommendation
Comments:		

RECEIVED-FPSC
 2018 MAY -3 PM 3:29
 COMMISSION CLERK

COMMISSIONERS:
ART GRAHAM, CHAIRMAN
JULIE IMANUEL BROWN
DONALD J. POLMANN
GARY F. CLARK

STATE OF FLORIDA



OFFICE OF THE GENERAL COUNSEL
KEITH C. HETRICK
GENERAL COUNSEL
(850) 413-6199

Public Service Commission

February 20, 2018

TY139-17-T-0-D
TNE Telephone, Inc.
5016 Spedale Court, #304
Spring Hill, TN 37174-6105

Dear Certificate Holder:

The Division of Administrative Services has forwarded your account to our office to address the nonpayment of the Regulatory Assessment Fees (RAFs) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code (F.A.C.), for the year 2017, which was due **January 30, 2018**. The RAF return form was mailed to you on **December 15, 2017**, and to date, Commission records reflect that payment has not been received.

Utilities are charged with knowledge of our rules and statutes. According to Florida Law, you are required to add interest charges at 12% per annum, and a 5% penalty for each 30-day period or fraction thereof, beyond the due date, up to a maximum of 25% in addition to the delinquent amount due. In addition, pursuant to Section 364.285, Florida Statutes, the Commission is authorized to impose upon any entity subject to its jurisdiction a penalty of not more than \$25,000 for each offense, if such entity is found to have refused to comply with or to have willfully violated any lawful rule or order of the Commission, or any provision of Chapter 364.

If payment is not postmarked within 15 calendar days of receipt of this notice, as evidenced by the certified mail receipt, Rule 25-4.0161, F.A.C., automatically imposes a penalty of \$500, \$1,000, or \$2,000, in addition to the interest and penalty listed in the preceding paragraph. The penalty is based on the number of prior dockets against a company for violation of the RAF rule. For one prior docket, it automatically will be assessed a \$1,000 penalty and for two, a \$2,000 penalty. For a third docket, staff will submit a recommendation to the Commission seeking cancellation of the company's certificate and removal from the register.

If you wish to request another form, please contact Toni McCoy at the number below. The payment should be identified with the company code and the company's name. Failure to provide payment within **15 days of this notice** will result in the establishment of a docket to address your failure to return the RAFs form and pay RAFs in accordance with Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code. As specified above, pursuant to Section 364.285, Florida Statutes, the Commission may impose a fine for failure to comply. Therefore, it is important that you address this matter now. If you have paid your fees, please provide us with your check number and the date that it was paid.

Should you have any questions concerning this letter please contact **Toni McCoy** at (850) 413-6532 or via Internet e-mail at tmccoy@psc.state.fl.us.

Sincerely,

A handwritten signature in black ink that reads "Keith C. Hetrick".

Keith C. Hetrick
General Counsel

cc: Fiscal Services Section

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action / Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

7017 1000 0000 4194 2068

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee \$ 3.45

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ 2.75

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____


Postage \$.47

Total Postage and Fees \$ 6.67



TY139-17-T-0-D
TNE Telephone, Inc.
5016 Spedale Court, #304
Spring Hill, TN 37174-6105

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. 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. 	<p>A. Signature <u>[Signature]</u> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Roman Shook</u> C. Date of Delivery _____</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below: _____</p>
<p>1. Article Addressed to:</p> <p>TY139-17-T-0-D TNE Telephone, Inc. 5016 Spedale Court, #304 Spring Hill, TN 37174-6105</p>  <p>9590 9402 3610 7305 9076 90</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Signature Confirmation Restricted Delivery (over \$500)</p>
<p>7017 1000 0000 4194 2068</p>	<p>Domestic Return Receipt</p>
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>	

Local Telephone Service Provider Regulatory Assessment Fee Return

Florida Public Service Commission

STATUS:

- Actual Return
- Estimated Return
- Amended Return

(See Filing Instructions on Back of Form)

TY139-17-T-0-R
 TNE Telephone, Inc.
 5016 Spedale Court, #304
 Spring Hill, TN 37174-6105

PERIOD COVERED:
 1/1/2017 TO 12/31/2017

Please Complete Below If Official Mailing Address Has Changed

FOR PSC USE ONLY	
Check #	_____
\$ _____	06-03-001 003001
\$ _____	E
\$ _____	P 06-03-001 004011
\$ _____	I
Postmark Date	_____
Initials of Preparer	_____

 (Name of Company) (Address) (City/State) (Zip)

LINE NO.		TOTAL FLORIDA GROSS OPERATING REVENUE	INTRASTATE REVENUE
1.	Local Service Revenues	\$ _____	\$ _____
2.	Network Access Revenues	_____	_____
3.	Long Distance Network Services Revenues	_____	_____
4.	Miscellaneous Revenues	_____	_____
5.	TOTAL REVENUES	\$ _____	\$ _____
6.	LESS: Amounts Paid to Other Telecommunications Companies ⁽¹⁾	_____	_____
7.	NET INTRASTATE OPERATING REVENUE for Regulatory Assessment Fee Calculation (Line 5 less Line 6)	_____	\$ _____
8.	Regulatory Assessment Fee Due (Multiply Line 7 by 0.0016. If more than \$600, enter amount. If less, enter \$600.) ⁽²⁾	_____	_____
9.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
10.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
11.	Extension Payment Fee (see "4. Extension " on back)	_____	_____
12.	TOTAL AMOUNT DUE (Add lines 8 through 11)	_____	\$ _____

(1) These amounts must be intrastate only and must be verifiable (see "2. Fees" on back).
 (2) Regardless of the gross operating revenue of a company, a minimum annual regulatory assessment fee of \$600 shall be imposed as provided in Section 364.336, Florida Statutes.

I, the undersigned owner/officer of the above-named company, have read the foregoing and declare that to the best of my knowledge and belief the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

 (Signature of Company Official) (Title) (Date)

 (Preparer of Form - Please Print Name) Telephone Number () Fax Number ()

F.E.I. No. _____

FLORIDA PUBLIC SERVICE COMMISSION
Instructions For Filing Regulatory Assessment Fee Return
(Telecommunications Company)

1. **WHEN TO FILE:** For companies which owed a total of \$10,000 or more of assessment fee for the preceding calendar year, this Regulatory Assessment Fee Return is required twice a year and payment must be filed or postmarked:

On or before July 30 for the six-month period January 1 through June 30, ***and***
On or before January 30 for the six-month period July 1 through December 31.

For companies which owed a total of less than \$10,000 of assessment fee for the preceding calendar year, this Regulatory Assessment Fee Return and payment must be filed or postmarked:

On or before January 30 for the prior twelve-month period January 1 through December 31.

However, when July 30 or January 30 falls on a Saturday, Sunday, or holiday, the Regulatory Assessment Fee Return may be filed or postmarked on the next business day, without penalty or interest.

2. **FEES:** Each company shall pay 0.0016 of its gross operating revenues derived from intrastate business, as referenced in Rule 25-4.0161(1), F.A.C. Gross Operating Revenues are defined as the total revenues before expenses. Gross Intrastate Operating Revenues are defined as revenues from calls originating and terminating within Florida. Do not deduct any expenses, taxes, or uncollectibles from these amounts.

On Line 6, deduct any amounts paid to another telecommunications company for the use of any telecommunications network to provide service to its customers. ***Do not deduct*** any taxes, federal subscriber line charges, interstate long distance access charges, or amounts paid for nonregulated services such as voice mail, inside wire maintenance, or equipment purchases/rentals. **DEDUCTIONS MUST BE INTRASTATE ONLY AND MUST BE VERIFIABLE.**

3. **FAILURE TO FILE BY DUE DATE:** Failure to file a return by the established due date will result in a penalty being added to the amount of fee due, 5% for each 30 days or fraction thereof, not to exceed a total penalty of 25% (Line 9). In addition, interest shall be added in the amount of 1% for each 30 days or fraction thereof, not to exceed a total of 12% per year (Line 10). A Regulatory Assessment Fee Return must be completed, signed, and filed even if there are no revenues to report or if the minimum amount is due.

When a company fails to timely file a Regulatory Assessment Fee Return, the Commission has the authority to order the company to pay a penalty and/or cancel the company's certificate. The company will have an opportunity to respond to any proposed Commission action.

4. **EXTENSION:** A company, for good cause shown in a written request, may be granted up to a 30-day extension. A request must be made by filing the enclosed *Regulatory Assessment Fee Extension Request* form (PSC/ADM 124), two weeks prior to the filing date. When an extension is granted, a charge shall be added to the amount due (Line 11):

0.75% of the fee to be remitted for an extension of 15 days or less, *or*
1.5% of the fee for an extension of 16 to 30 days.

In lieu of paying the charges outlined above, a company may file a return and remit payment based upon estimated gross operating revenues by checking the "Estimated Return" space in the top left-hand corner on the reverse side. If such return is filed by the normal due date, the company shall be granted a 30-day extension period in which to file and remit the actual fee due without paying the above charges, provided the estimated fee payment remitted is at least 90% of the actual fee due for the period.

5. **FEE ADJUSTMENTS:** You will be notified as to the amount and reason for any fee adjustment. Penalty and interest charges may be applicable to additional amounts owed the Commission by reason of the adjustment. The company may file a written request for a refund of any overpayments. The request should be directed to Fiscal Services at the below-referenced address.
6. **MAILING INSTRUCTIONS:** Please complete this form, make a copy for your files, and return the original in the enclosed preaddressed envelope. Use of this envelope should assure a more accurate and expeditious recording of your payment. **Make your check payable to the Florida Public Service Commission.** If you are unable to use the enclosed envelope, please address your remittance as follows:

Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

ATTENTION: Fiscal Services

7. **ADDITIONAL ASSISTANCE:** If you need additional assistance in preparing your Regulatory Assessment Fee Return or regarding telecommunications facilities, please contact the Office of Telecommunications at (850) 413-6600. This office may be contacted at the above-referenced address, directing correspondence to the attention of the office.

Utility Information

This account is Delinquent.

Utility Mailing Name: TNE Telephone, Inc. Complete Name: TNE Telephone, Inc. Utility Code: TY139 Docket Consumer

Street1: 5016 Spedale Court, #304 Street2: City: Spring Hill

State: TN Zip: 37174-6105 Phone: (615) 334-0049

Federal Id: 27-2418489 Certificate #: 8902 Bankruptcy Start Date: Bankruptcy End Date: BType:

Utility Status Code: REGULATED Utility Status Date: 12/19/2016 WriteOff Type:

RAF Account Information

RAF Periods: 1/1/2017 - 12/31/2017

RAF Period Covered: 1/1/2017 - 12/31/2017

Service: CLX

Current RAF Status: Interest & Penalty updated by nightly job

RAF Transactions: Raf Form Received

Operating Revenue: 0.00

Gross Interstate Revenue: 0.00

RAF Rate: 0.0015

RAF Due Date: 1/30/2018

Correspondence Suspended Show Cause
 Check Received On Payment Plan Utility Request Close
 Confidential Raf Form Withdrawn Audited
 Send Collection Collection Date: Collection Withdrawn
 Amended Return Don't calculate Penalty Don't calculate Interest
 RAF Account Satisfied

All Comments:

Interest and Penalty adjusted by nightly job---DBO---5/1/2018 12:01:00 AM

Interest and Penalty adjusted by nightly job---DBO---4/1/2018 12:01:01 AM

Interest and Penalty adjusted by nightly job---DBO---3/2/2018 12:01:00 AM

Interest and Penalty adjusted by nightly job---DBO---1/31/2018 12:01:00 AM

User Comments:

Estimated Assessments

	Due	Paid	WriteOff	Refund	Expired Refund	Owe
RAF	600.00	0.00				600.00
Penalty	120.00	0.00				120.00
Interest	24.00	0.00				24.00
Extension	0.00	0.00				0.00
Total	744.00	0.00				744.00

Payment Calculator

RAF Documents

RELATED DOCKETS INFORMATION

Back

Tax ID: 27-2618489 Complete Name: TNE Telephone, Inc. Address: 5016 Spedale Court #204 Spring Hill TN 37174-6105 USA Contact: President and CEO Thomas Hadden (615) 334-0049 Fax#: (615) 915-0553 corp@tnetelephone.com www.tnetelephone.com Bankruptcy Start
 CreateBy: NGRANT CreateDate: 9/19/2016 1:02:13 PM ModifyBy: NGRANT ModifyDate: 12/20/2016 1:34:48 PM

Utility Code: TY139 Utility Name: TNE Telephone, Inc. Active:
 Utility Code To: Unregulated Operation Date: Corptype Type: Corporation Class Type: NGRANT created at 2016-09-19 13:02:26 NGRANT modified at 2016-12-

Total: 1

#	DocketNum	Title	DocDate	Status
1	20160212-1X	Application for certificate to provide local telecommunications service by TNE Telephone, Inc.	09/19/2016	Closed

CONSUMER INFORMATION

Back

Tax ID: 27-2618489 Complete Name: TNE Telephone, Inc. Address: 5016 Spedale Court #204 Spring Hill TN 37174-6105 USA Contact: President and CEO Thomas Hadden (615) 334-0049 Fax#: (615) 915-0553 corp@tnetelepho
 www.tnetelephone.com Bankruptcy Start Date: Bankruptcy Drop Date: Active: CreateBy: NGRANT CreateDate: 9/19/2016 1:02:13 PM ModifyBy: NGRANT ModifyDate: 12/20/2016 1:34:48 PM

UtilityCode: TY139 Utility Name: TNE Telephone, Inc. Active:
 UtilityCode To: Unregulated Operation Date: Corptype Type: Corporation Class Type: NGRANT created at 2016-09-19 13:02:26 NGRANT modifi

Re: TNE Telephone, Inc.

corp@tnetelephone.com

You replied to this message on 3/13/2018 2:25 PM.

Yellow Category

Red Category

Sent: Tue 3/13/2018 1:16 PM

To: Toni McCoy

Toni,

I received this notice on an old email.

TNE Telephone (TN- State of Incorporation) was closed (Tennessee Control # 629432 - receipt# 3073649) and surrendered it's certificates back in January of 2017.

FosterLaw filed all the notices with Florida.

I am sorry but there is no one left to respond, file or sign any documents.

Tom Hadden

On 3/13/2018 11:32 AM, Toni McCoy wrote:

Courtesy Email:

A delinquent letter and 2017 RAF return were mailed to the company. No response has been received.

The next staff action will be a compliance fine and recommendation for involuntary cancellation.