

ORDER NOI PSC 2019-0169-PAA-TX
DOCKET NOS 20190096-tx, 20190097-TX, 20190098tTX, 20190098-TX, 20190100-TX,
20190100TX, 20190101-TX, 20190102-TX

In Re: Compliance investigation of local exchange Certificate No 8881, issued to BeCruising Telecom LLC dba BECRU, for apparent first time violation of Rule 25-4.0161,F.A.C	DOCKET NO 20190102-TX ORDER NO PSC 2019-0169-PAA-TX ISSUED: MAY 8,2019
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Party: BeCruising Telecom LLC dba BECRU (TY116)

Filing Party: Graciela Roig and
Arthur Morburger Lawyer of BECRU

Mailing Address: 4179 E 8th Ct Hialeah FL 33013

PLEADING IN RESPONSE OF THE NOTICE OF PROPOSED AGENCY ORDER IMPOSING
PENALTIES AND COLLECTION COSTS AND REQUIRING the PAYMENT OF DELINQUENT
REGULATORY ASSESSMENT FEE

BeCruising Telecom LLC dba BECRU, through his legal counselor and BeCruising Telecom Manager as filing parties request the kindly consideration of the elimination of the penalty and/or reconsideration of the costs imposed based on the following facts and issues.

Antecedents facts and issues:

- 1) BeCruising Telecom LLC paid in January 2019 a check number 1003 for \$600 dated Jan 30 2019. See attached check copy and Annual Report sent to avoid any penalty. (Attachment A)
- 2) The check was processed but was returned on a letter of Florida PUBlic Commission with the Annual Report at the end of February, because the report presented with the check did not have TY116. See Letter of February and Annual Report with wrong information proceed and check of \$600 processed . (Attachment B)

However, the mistake to confuse BeCruising Telecom LLC with other company should not have happened because in the Annual Report theBeCruising Telecom LLC

company is identified with the FEI ID number 27-2832316, and the original docket 1500180 TX assigned by the FI Public Service Commission when the licence was issued. That docket number was present in the check too. That was a mistake of paperwork but we sent the check and report on January 2019.

- 3) Ms. Roig is the manager in charge of the report and had an accident and was not working for some weeks. It is the reason because the report was not sent before January 31 of 2019. Please see attached medical report. (Attachment C)
- 4) Ms Roig called FI Public Commission for information to understand what to do. According to the information received: Becruising Telecom LLC sent a money order to substitute the check of the 600 and sent a check for the penalty for \$708. In addition, Becruising Telecom LLC representative requested the reconsideration of the penalty and costs. was explained that in the Order that would be issued on May 8 Becruising Telecom will have the opportunity to make the pleading. See attached copy of the money order and check for penalty that already was cashed. (Attachment D)

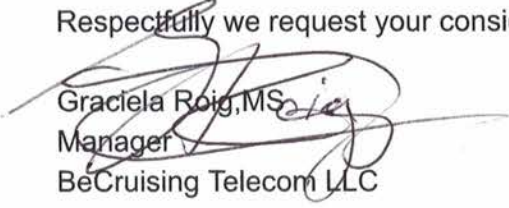
CONSIDERATIONS:


- a) Considering that the manager had an accident and was not working and on therapy.
- b) Considering that BECRUISING TELECOM sent the first check on January 2019 with the Annual Report but it was returned because of a paperwork problem,
- c) Considering that the amount owed for 2018 was already paid before the order was issued in addition of a check to cover any potential penalty or cost.

PLEADING:

As a result : Becruising Telecom LLC dba BECRU requests the elimination of the penalty and costs and the return of the amount of the check 1002 sent for \$708 that has already been cashed.

Respectfully we request your consideration on this matter.


Graciela Roig, MS
Manager
BeCruising Telecom LLC


Arthur Morburger
Lawyer of Becruising Telecom LLC

Attachments

- A) Check sent on January 2019 for \$600 and Email sent to Mr. Bates in Florida Public Service Commission on January 31th of 2019 to avoid any penalty with original Annual Report.

- B) Letter from FLorida Public Commision at the end of February returning the Annual Report processed with wrong ID information handwritten about other company and check processed but not cashed by Florida Public Commision office.

- C) Medical Report of Manager indicating was on therapy.

- D) Copy of the money order for \$600 and check for penalty of \$708 sent before the Order NO PSC 2019-0169-PAA-TX, was issued.

ATTACHMENT C

Roig

12/29/2018 Orders Only

Description: Female DOB: [REDACTED] Provider: [REDACTED], MD Department: Bascom Palmer Eye Institute Orthopaedics Clinic

Identification Information

Patient Name UMMG MRN
Roig, Graciela [REDACTED]

Patient Demographics

Address Phone E-mail Address
[REDACTED] 3 (Home) roig@becru.com
[REDACTED] (Mobile)
Preferred

Order

Ambulatory referral to Physical Therapy (Epic Order ID: [REDACTED])

Order Information

Order Date/Time	Release Date/Time	Start Date/Time	End Date/Time
12/29/18 11:05 AM	None	12/29/2018	None

Providers

Electronically signed by Authorizing Provider
[REDACTED] MD

Priority and Order Details

Priority	Class
Within 7 days	External Referral

Department

Name
Bascom Palmer Eye Institute Orthopaedics Clinic

Order Questions

Question	Answer	Comment
Preferred Scheduling Location	UMH	
Okay to use alternate provider if selected provider is unavailable?	Yes	

Referral on 12/29/2018 (New Request) ID: 9425852

Referred by Aiyer, Amiethab, MD Referred to Physical Therapy
Priority: Routine
Visits
Requested: 1
Decision
Date: 12/29/2018
Start Date: 12/29/2018

Associated Diagnoses

	ICD-10-CM	ICD-9-CM
PTTD (posterior tibial tendon dysfunction) - Primary	M76.829	734

Related Appointments

[REDACTED]

----- Forwarded message -----

From: **BeCruising Telecom LLC** <admin@becru.com>
Date: Thu, Jan 31, 2019 at 8:45 PM
Subject: Re: CLEC Local Competition report BeCruising Telecom LLC
To: <jbates@psc.state.fl.us>

ATTACHMENT
A₁

Dear Mr Bates

I am sending this annual report by e-mail to avoid the late charges.
I sent it by regular mail.

Sincerely

Graciela Roig

TO AVOID PENALTY AND INTEREST CHARGES, THE REGULATORY ASSESSMENT FEE RETURN MUST BE FILED ON OR BEFORE
Pay Telephone Service Provider Regulatory Assessment Fee Return

Florida Public Service Commission
(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
- Estimated Return
- Amended Return

PERIOD COVERED:

Year 2018

Docket 1500180-TX



Please Complete Below If Official Mailing Address Has Changed

FOR PSC USE ONLY	
Check #1003	
\$	06-03-001
	003001
\$	E
\$	P 06-03-001
	004011
\$	I
Postmark Date _____	
Initials of Preparer _____	

BeCruising Telecom LLC	900 West 49 St suite 314	Hiialeah, FL	33012
(Name of Company)	(Address)	(City/State)	(Zip)

LINE NO.	ACCOUNT CLASSIFICATION	AMOUNT
1.	Gross Operating Revenue (Florida)	\$ 0
2.	Gross Intrastate Revenue	0
3.	Less: Amounts Paid to Other Telecommunications Companies ⁽¹⁾ (see "2. Fees" on back)	(0)
4.	TOTAL REVENUES for Regulatory Assessment Fee Calculation (Line 2 less Line 3)	\$ 0
5.	REGULATORY ASSESSMENT FEE DUE - (Multiply Line 4 by 0.0016. If more than \$100, enter amount. If less, enter \$100.) ⁽²⁾	0
6.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	0
7.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	0
8.	Extension Payment Fee (see "4. Extension" on back)	0
9.	TOTAL AMOUNT DUE (Add lines 5 through 8)	\$ 600
10.	Number of pay telephones in operation at close of period covered by this Return	0

(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 \$100 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.

	It Manager	1/30/19
(Signature of Company Official)	(Title)	(Date)

Graciela Roib	Telephone Number (786)326-9513	Fax Number (305)647-6460
(Preparer of Form - Please Print Name)		

F.E.I. No. 27-2832316

(Check is in the mail)

ATTACHMENT B.

Public Service Commission

State of Florida
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Envelop
USPS
Posted
25 Feb, 2019

TALLAHASSEE
FL 323
ZF 323 39
844 2 1

Priority Mail
02/25/2019
US POSTAGE \$000.50
ZIP 32399
041111251562

BeCruising Telecom
4179 East 8th Court
Hialeah, Florida 33013

33013-240179



ATTACHMENT B₂

COMMISSIONERS:
ART GRAHAM, CHAIRMAN
JULIE I. BROWN
DONALD J. POLMANN
GARY F. CLARK
ANDREW G. FAY

STATE OF FLORIDA



DIVISION OF
ADMINISTRATIVE AND IT SERVICES
BOBBY MADDOX
DIRECTOR
(850) 413-6330

Public Service Commission

February 5, 2019

Received long
after 25 Feb 2019

BeCruising Telecom LLC
900 West 49th Street, Suite 317
Hialeah, Florida 33012-3435

Re: Collections - Check Return

To Whom It May Concern:

Enclosed please find your check number 1003, dated February 2, 2019, in the amount of \$600.00. This check is being returned to you as your account has been turned over to a collection agency. Please contact United Collection Bureau at 1-800-866-6228, reference number 90298600, for the payment amount that is due.

If you have any questions or find this in error, please contact Ms. Raquel Revells at (850) 413-6257.

Sincerely,

Karen Belcher
Fiscal Services Supervisor

KB:ssf
Enclosure

I:\Fiscal Services\Collections - BeCruising Telecom LLC - check return.docx

TO AVOID PENALTY AND INTEREST CHARGES, THE REGULATORY ASSESSMENT FEE RETURN MUST BE FILED ON OR BEFORE
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Florida Public Service Commission
(See Filing Instructions on Back of Form)

STATUS:

- Actual Return
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- Amended Return

PERIOD COVERED:

Year 2018

Docket 1500180-TX

TX 967-18-T-OR

↓ this is other company ID

FOR PSC USE ONLY

Check #1003 _____

\$ _____ 06-03-001

_____ 003001

\$ _____ E

\$ _____ P 06-03-001

_____ 004011

\$ _____ I

Postmark Date 2-21-19

Initials of Preparer _____

Please Complete Below If Official Mailing Address Has Changed

BeCruising Telecom LLC

900 West 49 St suite 314

Hialeah, FL

33012

(Name of Company)

(Address)

(City/State)

(Zip)

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	Less: Amounts Paid to Other Telecommunications Companies ⁽¹⁾ (see "2. Fees" on back)	(0)
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10.	Number of pay telephones in operation at close of period covered by this Return	0

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 (Signature of Company Official) It Manager (Title) 1/30/19 (Date)

Graciela Roib
 (Preparer of Form - Please Print Name) Telephone Number (786)326-9513 Fax Number (305)647-6460

F.E.I. No. 27-2832316

PSC/TEL 026 (12/11)
Rule 25-4.0161, F.A.C.

(Check is in the mail)

BeCruising Telecom LLC DBA BECRU

