

Total \$1,136.00

CK# 2134 \$ 200.00 cost of Rec.
300.00 Fine
2-25-20

FILED 3/12/2020
DOCUMENT NO. 01364-2020
FPSC - COMMISSION CLERK

Karen Belcher

From: Karen Belcher
Sent: DATE DEPOSIT Wednesday, March 11, 2020 1:04 PM
To: Andrea Mick
Cc: Raquel Revells
Subject: MAR 12 2020 3 4 8 RE: RAF Penalty and Collection Amounts

DKT #: 20190100

Andrea, we will go ahead and deposit the check from TY060, 382 Networks in the amount of \$1,136.00. We will apply \$600 to RAF for the 2019 period, \$200 for Recovery Fee, \$36 for P&I on the RAF amount and the remaining \$300 to GR for the Fine assessed. Thanks.

From: Andrea Mick <AMICK@psc.state.fl.us>
Sent: Wednesday, March 11, 2020 12:49 PM
To: Karen Belcher <KBelcher@PSC.STATE.FL.US>
Subject: FW: RAF Penalty and Collection Amounts

Karen,

Bill has talked with Legal and Judy, and it has been determined that of the \$500 penalty for non-compliance, the PSC keeps \$200 for cost of collections and the remaining \$300 goes to the general revenue fund. I believe this is in-line with what Toni had been instructing Fiscal to do.

Thanks,
Andrea

From: Bill McNulty
Sent: Wednesday, March 11, 2020 10:28 AM
To: Cissy Galloway; Andrea Mick; Andrew Kunkler
Cc: Judy Harlow
Subject: FW: RAF Penalty and Collection Amounts

RECEIVED-FPSC
2020 MAR 12 AM 10:47
COMMISSION

FYI

From: Rachael Dziechciarz
Sent: Wednesday, March 11, 2020 9:54 AM
To: Bill McNulty
Subject: RAF Penalty and Collection Amounts

Good morning Bill,

Planning on giving you a call back after your meeting so that we can discuss further, but in the meantime wanted to send over the Rec (from 2005) that we found where we added the penalty costs (\$500/\$1000/\$2000) to the Rule.

In the same Rec we carved out \$200 from those costs for collection fees, which we think resolves the perceived disconnect we were seeing between the Statute (364.285, F.S.) and the Rule (25-4.0161, F.A.C.). As you know, the Statute allows for broad penalties of up to \$25,000 per offense, and notes that *penalties* shall be deposited in the General Revenue Fund. When we amended Rule 25-4.0161, F.A.C. in 2005, we essentially created \$300/\$800/\$1800 *penalty* amounts, and baked-in the \$200 *collection* amount, which can appropriately be allocated to the PSC fund.

Hope this makes at least somewhat sense, and if you'd like I can always come down and we can chat in person!

Thanks!

Rachael

Total \$ 1136.00

Florida Public Service Commission

STATUS:

- Actual Return
- Estimated Return
- Amended Return

(See Filing Instructions on Back of Form)

TY060-19-T-0-R
 382 Networks, Inc.
 45 Dan Road, Suite 130
 Canton, MA 02020
DATE DEPOSIT
 MAR 12 2020 3 4 8 .

FOR PSC USE ONLY
 Check # 2134
 \$ 600.00 06-03-001
 003001
 \$ _____ E
 \$ 30.00 P 06-03-001
 004011
 \$ 6.00 I
 Postmark Date 2-25-20
 Initials of Preparer RL

PERIOD COVERED:
 1/1/2019 TO 12/31/2019

Please Complete Below If Official Mailing Address Has Changed

 (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	\$ <u>0</u>	\$ <u>0</u>
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⁾	_____	\$ <u>600.00</u>
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)	_____	\$ <u>600.00</u>

(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) CFO (Title) 2/24/20 (Date)
John Skinner
 (Preparer of Form - Please Print Name) Telephone Number 617 3079132 Fax Number () _____

F.E.I. No. _____

382 COMMUNICATIONS
45 DANIEL RD STE 130
CANTON, MA 02021

PROVIDENCE, RI 02902

25 FEB 2020 PM 5 L



FOREVER / USA

Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850
Attn: Fiscal Services

32399-085099

