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BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

DOCKET NO. 20230107-TL

Initiation of show cause proceeding against
Consolidated Communications of Florida Company
for apparent violation of Rule 25-18.020(6),
Florida Administrative Code (F.A.C.).

PROCEEDINGS: COMMISSION CONFERENCE AGENDA
ITEM NO. 3

COMMISSIONERS
PARTICIPATING: CHAIRMAN ANDREW GILES FAY
COMMISSIONER ART GRAHAM
COMMISSIONER GARY F. CLARK
COMMISSIONER MIKE LA ROSA
COMMISSIONER GABRIELLA PASSIDOMO

DATE: Thursday, November 9, 2023

PLACE: Betty Easley Conference Center
Room 148
4075 Esplanade Way
Tallahassee, Florida

REPORTED BY: DEBRA R. KRICK
Court Reporter and
Notary Public in and for
the State of Florida at Large

PREMIER REPORTING
TALLAHASSEE, FLORIDA
(850) 894-0828

1 P R O C E E D I N G S

2 CHAIRMAN FAY: We will now move to Item No. 3
3 to be presented this morning.

4 Mr. Imig, whenever you are ready.

5 MR. IMIG: Good morning, Commissioners. Jacob
6 Imig with Commission staff.

7 Item 3 is an initiation of a show cause
8 proceeding against Consolidated Communications of
9 Florida Company for apparent violation of Rule
10 25-18.020(6).

11 Rule 25-18.020 is a public safety inspection,
12 maintenance and vegetation management rule and
13 applies to communication services providers that
14 own poles with attached public utility electrical
15 overhead facilities. Consolidated Communications
16 is subject to this rule because it is a
17 communication services provider that owns poles as
18 defined by statute, and has attached public utility
19 electrical overhead facilities.

20 The rule requires the communication services
21 provider to file an annual report on June 1st of
22 every year, Consolidated Communications did not
23 file an annual report on June 1st, 2023, and, thus,
24 is not in compliance with the rule. The rule
25 requires the Commission to impose upon a

1 noncompliant entity a penalty of \$500 for the first
2 violation.

3 Staff is in recommending that the Commission
4 order Consolidated Communications to show case in
5 writing within 21 days from the issuance of the
6 order why it failed to produce the annual report by
7 June 1st, 2023, as provided by rule, and why it
8 should not be fined \$500 for its failure to comply.

9 Alternatively, staff recommends that
10 Consolidated Communications may file its annual
11 report and include its \$500 payment for the late
12 filing with the Commission Clerk within the 21-day
13 period.

14 Staff is available for questions.

15 CHAIRMAN FAY: Okay. Great. Thank you, Mr.
16 Imig. And the Commission does send out some form
17 of certified mail or something like that to notify
18 this entity?

19 MR. IMIG: Yes, we did send out through
20 certified mail, that is included in the
21 recommendation.

22 CHAIRMAN FAY: Okay. Great.

23 All right. With that, Commissioners, then we
24 will take up a recommendation on Item No. 3 this
25 morning.

1 COMMISSIONER LA ROSA: Mr. Chairman --

2 CHAIRMAN FAY: Commissioner La Rosa go ahead.

3 COMMISSIONER LA ROSA: -- quick question.

4 CHAIRMAN FAY: Yes.

5 COMMISSIONER LA ROSA: The staff did a good
6 job of briefing me on this. Has there been any
7 further communication since -- I think we spoke
8 Tuesday?

9 MR. IMIG: Yes. We were able to get in
10 contact with the -- with the company the end of
11 last week, and we have started communication with
12 them, and they are -- I have been told they are
13 working on getting the annual report completed now.

14 COMMISSIONER LA ROSA: Have they, at minimum,
15 provided a new contact person?

16 MR. IMIG: They have provided a new contact
17 person, however, they have not done that formally
18 with the Commission yet.

19 COMMISSIONER LA ROSA: Thank you.

20 It seems like an easy process, right? You
21 know, the company says, hey, so and so is now the
22 new contact person, and that still is yet to be
23 done, so I certainly 100 percent agree with what
24 staff is recommending.

25 CHAIRMAN FAY: Great. Okay. Thank you,

1 Commissioner La Rosa.

2 Any other comments?

3 All right. Commissioners, we will take up a
4 motion on Item No. 3.

5 COMMISSIONER CLARK: Move approval of the
6 recommendation, Mr. Chairman.

7 COMMISSIONER GRAHAM: Second.

8 CHAIRMAN FAY: Okay. We have a motion and a
9 second.

10 All that approve say aye.

11 (Chorus of ayes.)

12 CHAIRMAN FAY: Okay. Show Item 3 passed
13 unanimately.

14 Thank you, Mr. Imig.

15 (Agenda item concluded.)

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CERTIFICATE OF REPORTER


STATE OF FLORIDA)
COUNTY OF LEON)

I, DEBRA KRICK, Court Reporter, do hereby
certify that the foregoing proceeding was heard at the
time and place herein stated.

IT IS FURTHER CERTIFIED that I
stenographically reported the said proceedings; that the
same has been transcribed under my direct supervision;
and that this transcript constitutes a true
transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative,
employee, attorney or counsel of any of the parties, nor
am I a relative or employee of any of the parties'
attorney or counsel connected with the action, nor am I
financially interested in the action.

DATED this 27th day of November, 2023.


DEBRA R. KRICK
NOTARY PUBLIC
COMMISSION #HH31926
EXPIRES AUGUST 13, 2024