

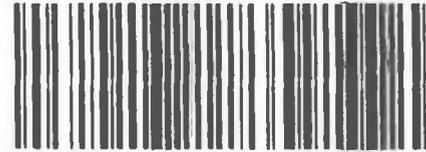
FILED 6/24/2025
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Len Garvin
American Utility Systems, Inc.
P. O. Box 970145
Boca Raton FL 33497-0145

DKF-# 20250073
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Compliance investigation of STS
Certificate No. 8285, issued to American
Utility Systems, Inc., for apparent first-time
violation of Rule 25-4.0161, F.A.C.,
Regulatory Assessment Fees;
Telecommunications Companies.

DOCKET NO. 20250073-TS
ORDER NO. PSC-2025-0156-PAA-TS
ISSUED: May 8, 2025

NOTICE OF PROPOSED AGENCY ACTION ORDER IMPOSING PENALTIES AND COLLECTION COSTS, AND REQUIRING PAYMENT OF DELINQUENT REGULATORY ASSESSMENT FEES AND ANY ACCRUED STATUTORY LATE PAYMENT CHARGES, OR CANCELLING SHARED TENANT SERVICE CERTIFICATE FOR VIOLATION OF SECTION 364.336, FLORIDA STATUTES, AND RULE 25-4.0161, FLORIDA ADMINISTRATIVE CODE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission (Commission) that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code (F.A.C.).

Pursuant to Section 364.336, Florida Statutes (F.S.), telecommunication certificate holders must pay a minimum annual Regulatory Assessment Fee (RAF) if the certificate was active during any portion of the calendar year. Pursuant to Section 350.113(4), F.S., the RAF return forms, for the period of January 1 through December 31, are mailed to entities at least 45 days prior to the date that payment of the fee is due. Pursuant to Rule 25-4.0161(3), Florida Administrative Code (F.A.C.), the appropriate RAF return form and applicable fees are due to this Commission by January 30th of the subsequent year.

Rule 25-4.0161(11)-(12), F.A.C., provides that telecommunications companies that fail to pay the RAF, along with any accrued statutory late payment charges, within 20 days after receiving a delinquent notice, shall be automatically penalized \$500 for a first offense, \$1,000 for a second offense, and \$2,000 for a third offense.¹ If an entity fails to pay the penalty amount and the RAF in full, along with any accrued statutory late payment charges, that entity's telecommunication certificate shall be cancelled.

Our Division of Administrative and Information Technology Services advised that the entity listed below failed to comply with Section 364.336, F.S., and Rule 25-4.0161, F.A.C. The entity has not paid the 2024 RAF, the accrued statutory late payment charges, or the \$500 penalty:

¹ Per Rule 25-4.0161(12), F.A.C., the penalty amounts include collection costs.