BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

NOTICE OF DEVELOPMENT OF RULEMAKING

TO

ALL INTERESTED PERSONS

DOCKET NO. 110224-TP
IN RE: PROPOSED AMENDMENT OF RULE 25-4.0161, F.A.C.,
REGULATORY ASSESSMENT FEES; TELECOMMUNICATIONS COMPANIES

 ISSUED: August 8, 2011

NOTICE is hereby given pursuant to Section 120.54, Florida Statutes, that the Florida Public Service Commission staff has initiated rulemaking to amend Rule 25-4.0161, F.A.C., to reduce the regulatory assessment fee for telecommunications companies under Sections 350.113 and 364.336, F.S.; to remove references to company types no longer regulated by the Commission; to amend regulatory assessment fee filing forms; and to clarify requirements for requesting a filing extension.

The attached Notice of Development of Rulemaking appeared in the July 29, 2011, edition of the Florida Administrative Weekly. A staff rule development workshop will be held at the following time and place:

Monday, August 22, 2011, at 9:30 a.m.
Florida Public Service Commission
Betty Easley Conference Center, Room 148
4075 Esplanade Way
Tallahassee, Florida 32399-0850

A copy of the draft rule and the agenda for the workshop are attached. One or more Commissioners may be in attendance and participate in the workshop. Participants' post-workshop written comments will be due by August 29, 2011. Participants are invited to bring written comments with them to the workshop. The person to be contacted regarding the proposed rule development is Kathryn G.W. Cowdery, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, Florida 32399-0850 at (850) 413-6216.

In accordance with the Americans with Disabilities Act, persons requiring a special accommodation to participate at this workshop should contact the Office of Commission Clerk no later than five days prior to the workshop at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service.
By DIRECTION of the Florida Public Service Commission this 8th day of August, 2011.

HONG WANG
Chief Deputy Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399
(850) 413-6770
www.floridapsc.com

KC
NOTICE OF DEVELOPMENT OF RULEMAKING
DOCKET NO. 110224-TP
PAGE 3

PUBLIC SERVICE COMMISSION
RULE NO: RULE TITLE
25-4.0161: Regulatory Assessment Fees; Telecommunications Companies.
PURPOSE AND EFFECT: Rule 25-4.0161 would be amended to reduce the regulatory assessment fee for telecommunications companies under s. 350.113 and 364.336, F.S., as required by s. 364.336, F.S., to remove references to company types no longer regulated by the Commission, to amend regulatory assessment fee filing forms, and to clarify requirements for requesting a filing extension. Docket No. 110224-TP.
SUBJECT AREA TO BE ADDRESSED: Telecommunications utility regulation.
RULEMAKING AUTHORITY: 350.127(2), FS
LAW IMPLEMENTED: 350.113, 364.285, 364.336 FS
A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: Monday, August 22, 2011 - 9:30 a.m.
PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL 32399-0850.
One or more Commissioners may be in attendance and participate in the workshop. In accordance with the Americans with Disabilities Act, persons requiring a special accommodation to participate at this workshop should contact the Office of Commission Clerk no later than five days prior to the workshop at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:
Kathryn G.W. Cowdery, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850) 413-6216, kcowdery@psc.state.fl.us. The agenda for the workshop and a copy of the preliminary draft of the proposed rule amendment will be available on the Commission’s website, www.floridapsc.com, and in this docket after August 8, 2011.
FLORIDA PUBLIC SERVICE COMMISSION

AGENDA

STAFF WORKSHOP

IN RE: PROPOSED AMENDMENT OF RULE 25-4.0161, F.A.C.,
REGULATORY ASSESSMENT FEES; TELECOMMUNICATION COMPANIES

Monday, August 22, 2011, at 9:30 a.m.
Betty Easley Conference Center, Room 148
4075 Esplanade Way
Tallahassee Florida 32399-0850

1. Staff will explain the draft rule amendments and solicit comments and/or questions.

2. Any Other Matters for Discussion

3. Discussion of Next Steps in this Rulemaking

4. Adjourn
25-4.0161 Regulatory Assessment Fees; Telecommunications Companies.

(1) For the purposes of this rule and except for pay telephone service providers, all incumbent local exchange companies, shared tenant service providers, alternative access vendors, and competitive local exchange companies that hold an active certificate of public convenience and necessity that was obtained prior to July 1, 2011, and all telecommunications companies that hold an active certificate of authority obtained after July 1, 2011, are defined as local telephone service providers. Companies classified as pay telephone service providers are those companies that hold an active pay telephone certificate of public convenience and necessity that was obtained prior to July 1, 2011, and those companies that hold an active pay telephone certificate of authority obtained after July 1, 2011.

(2) (a) For the interim period January 1, 2011 through December 31, 2011, as applicable and as provided in Sections 350.113, 364.02(12) and 364.336, F.S., each company shall remit a fee based upon its gross operating revenue as provided below. Each company that has paid by August 15, 2011, regulatory assessment fees for the period January 1, 2011 through June 30, 2011, shall pay a regulatory assessment fee in the amount of x.xxxx of its gross operating revenues derived from intrastate business during the period July 1, 2011 through December 31, 2011. Each company that has not paid any regulatory assessment fees for the period January 1, 2011 through December 31, 2011, shall pay a regulatory assessment fee in the amount of x.xxxx of its gross operating revenues derived from intrastate business. The minimum regulatory assessment fees provided in subsection (2) (b) shall apply and shall be filed in accordance with the schedules provided in subsections (3) and (4). For the purpose of determining this fee, each telecommunications company shall deduct from gross operating revenues any amount paid to another telecommunications company for the use of any telecommunications network to provide service to its customers.

(b) Effective January 1, 2012, as applicable and as provided in Sections 350.113, CODING: Words underlined are additions; words in struck through type are deletions from existing law.
364.02 (12) 364.02(13) and 364.336, F.S., each company shall remit a fee based upon its gross operating revenue as provided below. This fee shall be referred to as a regulatory assessment fee, and each company shall pay a regulatory assessment fee in the amount of \( \frac{X.xxxx}{X} \) of its gross operating revenues derived from intrastate business. For the purpose of determining this fee, each telecommunications company shall deduct from gross operating revenues any amount paid to another telecommunications company for the use of any telecommunications network to provide service to its customers. Regardless of the gross operating revenue of a company, a minimum annual regulatory assessment fee shall be imposed as follows:

1. (a) Local Telephone Service Provider Exchange Company – $600 $1,000; and
2. (b) Pay Telephone Service Provider – $100;
3. (c) Shared Tenant Service Provider—$100;
4. (d) Interexchange Company—$700;
5. (e) Alternative Access Vendor—$600;
6. (f) Competitive Local Exchange Company—$600.

(2) Telecommunications companies that owed gross regulatory assessment fees of $10,000 or more for the preceding calendar year shall pay the fee and remit the appropriate form twice a year. The regulatory assessment fee and appropriate form shall be filed no later than July 30 for the preceding period of January 1 through June 30, and no later than January 30 of the following year for the period of July 1 through December 31. Telecommunications companies that owed gross regulatory assessment fees of less than $10,000 for the preceding calendar year shall pay the fee and remit the appropriate form once a year. The regulatory assessment fee and appropriate form shall be filed no later than January 30 of the subsequent year for the current calendar year operations.

(3) If the due date falls on a Saturday, Sunday, or legal holiday, the due date is extended to CODING: Words underlined are additions; words in struck through type are deletions from existing law.
the next business day. If the fees are sent by registered mail, the date of the registration is the
United States Postal Service's postmark date. If the fees are sent by certified mail and the
receipt is postmarked by a postal employee, the date on the receipt is the United States Postal
Service's postmark date. The postmarked certified mail receipt is evidence that the fees were
delivered. Regulatory assessment fees are considered paid on the date they are postmarked by
the United States Postal Service or received and logged in by the Commission’s Division of
Administration Services in Tallahassee. Fees are considered timely paid if properly addressed,
with sufficient postage, and postmarked no later than the due date.

(5)(4) Commission Form PSC/RAD XX(XX/XX) (04/07), entitled “Local
Telephone Service Provider Exchange Company Regulatory Assessment Fee Return”; Form
PSC/RAD XX(XX/XX), entitled “Interim Local Telephone Service Provider Regulatory
Assessment Fee Return”; Form PSC/RAD 26 (XX/XX) (04/07), entitled “Pay Telephone
Service Provider Regulatory Assessment Fee Return”; and Form PSC/RAD XX(XX/XX)
(04/07), entitled “Interim Pay Telephone Service Provider Regulatory Assessment Fee
Return”; Form PSC/RAD 34 (04/07), entitled “Shared Tenant Service Provider Regulatory
Assessment Fee Return”; Form PSC/RAD 153 (04/07), entitled “Interexchange Company
Regulatory Assessment Fee Return”; Form PSC/RAD 1 (04/07), entitled “Alternative Access
Vendor Regulatory Assessment Fee Return”; and Form PSC/RAD 7 (04/07), entitled
“Competitive Local Exchange Company Regulatory Assessment Fee Return” are incorporated
into this rule by reference and may be obtained from the Commission’s Division of
Administrative Services. The failure of a telecommunications company to receive a return
form shall not excuse the company from its obligation to timely remit the regulatory
assessment fees.

(6)(5) Each telecommunications company shall have up to and including the due date in
which to submit the applicable form and:

CODING: Words underlined are additions; words in struck-through type are deletions from existing
law.
(a) Remit the total amount of its fee, or
(b) Remit an amount which the company estimates is its full fee.

(7) Where the company remits less than its full fee, the remainder of the full fee shall be due on or before the 30th day from the due date and shall, where the amount remitted was less than 90 percent of the total regulatory assessment fee, include interest as provided by subsection (9)(b) paragraph (8)(b) of this rule.

(8) A company may request from the Division of Administrative Services either a 15-day or a 30-day extension of its due date for payment of regulatory assessment fees or for filing its return form by submitting to the Division of Administrative Services Commission Form PSC/ADM 124 (XX/XX) entitled “Regulatory Assessment Fee Extension Request,” which is incorporate into this rule by reference and may be obtained from the Commission’s Division of Administrative Services.

(a) The request for extension must be received by the Division of Administrative Services at least two weeks before the due date. The request for extension must be submitted on Form PSC/ADM-124 (01/05) and will be granted if the company has applied for the extension within the time required in paragraph (b) below and the company does not have any unpaid regulatory assessment fees, penalties or interest due from a prior year. Form PSC/ADM 124 (01/05), entitled “Regulatory Assessment Fee Extension Request” is incorporated into this rule by reference and may be obtained from the Commission’s Division of Administrative Services.

(b) The request for extension will not be granted if the company has any unpaid regulatory assessment fees, penalties, or interest due from a prior period. The request for extension must be received by the Division of Administrative Services at least two weeks before the due date.

(c) Where a telecommunications company receives an extension of its due date pursuant to this rule, the telecommunications company shall remit a charge as set out in Section

CODING: Words underlined are additions; words in struck through type are deletions from existing law.
350.113(5), F.S., in addition to the regulatory assessment fees as set out in Section 350.113(5), F.S.

(d) The return forms may be obtained from the Commission's Division of Administrative Services. The failure of a telecommunications company to receive a return form shall not excuse the company from its obligation to timely remit the regulatory assessment fees.

(9) The delinquency of any amount due to the Commission from the telecommunications company pursuant to the provisions of Section 350.113, F.S., and this rule, begins with the first calendar day after any date established as the due date either by operation of this rule or by an extension pursuant to this rule.

(a) A penalty, as set out in Section 350.113, F.S., shall apply to any such delinquent amounts.
(b) Interest at the rate of 12 percent per annum shall apply to any such delinquent amounts.

(10) The Division of Administrative Services shall send by certified mail a regulatory assessment fee delinquency notice to any company that fails to file a regulatory assessment fee return and that fails to pay the regulatory assessment fee by the date specified in subsection (3), unless the company has met the requirements of subsections (7) and (8).

(11) If a company fails to pay the regulatory assessment fee within 20 days after receiving a delinquency notice, the Division of Administrative Services, in cooperation with the Division of Regulatory Analysis and the Office of General Counsel, will establish a docket and administratively issue a Notice of Proposed Agency Action Order Imposing Penalties and Collection Costs, and Requiring Payment of Delinquent Regulatory Assessment Fees, or Cancelling Certificates or Removing From the Register for Violation of Rule 25-4.0161, F.A.C., and Section 364.336, F.S. The company must pay the past due regulatory assessment fees, the penalty and interest for late payment as provided in Section 350.113, F.S., and as stated in subsection (9) above, and must also pay the applicable penalty stated in subsection (12) for failure to file the regulatory assessment fee return.

CODING: Words underlined are additions; words in struck through type are deletions from existing law.
Pursuant to Section 364.285, F.S., the Commission has the authority to impose a penalty or cancel a certificate or registration if a company refuses to comply with Commission rules, orders, or Florida Statutes. The penalty, which will include collection costs, for failure to file the regulatory assessment fee return by the date stated in the delinquency notice shall be as follows:

(a) First violation – $500;

(b) Second violation – $1,000;

(c) Third violation – $2,000.

Failure of the company to pay the full amount due and stated in the Notice of Proposed Agency Action will result in the cancellation of the company’s certificate. Certificate of Public Convenience and Necessity, or will result in the cancellation of the company’s tariff and removal of its name from the Commission’s register, whichever is applicable.

For a company’s fourth failure to pay the regulatory assessment fee after being sent a delinquency notice, Commission staff shall file a recommendation to the Commission for further action.

A company that reapplies for a Certificate of Authority Public Convenience and Necessity, or refiles for registration, must pay all prior unpaid regulatory assessment fees, plus the penalty and interest defined in subsection (9) (8), and any prior unpaid penalty assessed in accordance with subsection (11) (10).

Rulemaking Authority 350.127(2) FS. Law Implemented 350.113, 364.285, 364.336 FS.

History–New 5-18-83, Formerly 25-4.161, Amended 10-19-86, 1-1-91, 12-29-91, 1-8-95, 12-26-95, 7-7-96, 11-11-99, 12-7-04, 10-6-05, 4-16-07, xx-xx-xx.

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NOTICE OF DEVELOPMENT OF RULEMAKING
DOCKET NO. 110224-TP
PAGE 11

TO AVOID PENALTY AND INTEREST CHARGES, THE REGULATORY ASSESSMENT FEE RETURN MUST BE FILED ON OR BEFORE

Local Telephone Services Provider Regulatory Assessment Fee Return

Florida Public Service Commission

(See Filing Instructions on Back of Form)

FOR PSC USE ONLY

Check #

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<tr>
<th>Check #</th>
<th>Date</th>
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</tbody>
</table>

Postmark Date
Initials of Preparer

STATUS:

____ Actual Return
____ Estimated Return
____ Amended Return

PERIOD COVERED:

Please Complete Below If Official Mailing Address Has Changed

<table>
<thead>
<tr>
<th>(Name of Company)</th>
<th>(Address)</th>
<th>(City/State)</th>
<th>(Zip)</th>
</tr>
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<table>
<thead>
<tr>
<th>LINE NO.</th>
<th>(Name of Revenue)</th>
<th>TOTAL FLORIDA GROSS OPERATING REVENUE</th>
<th>INTRASTATE REVENUE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Local Service Revenues</td>
<td>$ __________________________</td>
<td>$ __________________</td>
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<tr>
<td>2.</td>
<td>Network Access Revenues</td>
<td>__________________________</td>
<td>__________________</td>
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<td>3.</td>
<td>Long Distance Network Services Revenues</td>
<td>__________________________</td>
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<td>4.</td>
<td>Miscellaneous Revenues</td>
<td>__________________________</td>
<td>__________________</td>
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<tr>
<td>5.</td>
<td>TOTAL REVENUES</td>
<td>$ __________________________</td>
<td>$ __________________</td>
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<tr>
<td>6.</td>
<td>LESS: Amounts Paid to Other Telecommunications Companies(1)</td>
<td>__________________________</td>
<td>__________________</td>
</tr>
<tr>
<td>7.</td>
<td>NET INTRASTATE OPERATING REVENUE for Regulatory Assessment Fee Calculation (Line 5 less Line 6)</td>
<td>$ __________________________</td>
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<tr>
<td>8.</td>
<td>Regulatory Assessment Fee Due (Multiply Line 7 by X.XXXX. If more than $600, enter amount. If less, enter $600.) (2)</td>
<td>$ __________________________</td>
<td></td>
</tr>
<tr>
<td>9.</td>
<td>Penalty for Late Payment (see “3. Failure to File by Due Date” on back)</td>
<td>$ __________________________</td>
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<tr>
<td>10.</td>
<td>Interest for Late Payment (see “3. Failure to File by Due Date” on back)</td>
<td>$ __________________________</td>
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<td>11.</td>
<td>Extension Payment Fee (see “4. Extension “ on back)</td>
<td>$ __________________________</td>
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<td>12.</td>
<td>TOTAL AMOUNT DUE (Add lines 8 through 11)</td>
<td>$ __________________________</td>
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</tbody>
</table>

(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. __________________________

PSC/RAD XXX (New XX/XX)

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1, 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.

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Telephone Number ( ) Fax Number ( )

F.E.I. No. __________________________

PSC/RAD XXX (New XX/XX)
NOTICE OF DEVELOPMENT OF RULEMAKING
DOCKET NO. 110224-TP
PAGE 12

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 X.XXXX 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 prepaid 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 Division of Regulatory Analysis at (850) 413-6600. This division may be contacted at the above-referenced address, directing correspondence to the attention of the division.
### Florida Public Service Commission

(See Filing Instructions on Back of Form)

| STATUS:                  | Actual Return
|-------------------------|------------------|
|                         | Estimated Return
|                         | Amended Return

**Interim Local Telephone Services Provider Regulatory Assessment Fee Return**

**Used for Calendar Year 2011 Only**

TO AVOID PENALTY AND INTEREST CHARGES, THE REGULATORY ASSESSMENT FEE RETURN MUST BE FILED ON OR BEFORE

#### Interim Local Telephone Services Provider Regulatory Assessment Fee Return

**Used for Calendar Year 2011 Only**

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**Postmark Date**

**Initials of Preparer**

**Please Complete Below If Official Mailing Address Has Changed**

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<tr>
<th>(Name of Company)</th>
<th>(Address)</th>
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**LINE NO.**

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<td>Network Access Revenues</td>
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<td>Long Distance Network Services Revenues</td>
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<td></td>
<td>Miscellaneous Revenues</td>
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**TOTAL REVENUES**

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**LESS: Amounts Paid to Other Telecommunications Companies**

1. Local Service Revenues
2. Network Access Revenues
3. Long Distance Network Services Revenues
4. Miscellaneous Revenues

**TOTAL**

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5. **TOTAL INTRASTATE OPERATING REVENUE** for Regulatory Assessment Fee Calculation (Line 5 less Line 6)

6. **NET INTRASTATE OPERATING REVENUE** for Regulatory Assessment Fee Due (Multiply Line 7 by X.XXXX. If more than $600, enter amount. If less, enter $600.)

7. **Regulatory Assessment Fee Due**

8. **Penalty for Late Payment**

9. **Interest for Late Payment**

10. **Extension Payment Fee**

11. **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. _______________________

PSC/RAD XXX (New XX/XX)
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 X.XXXX 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 Division of Regulatory Analysis at (850) 413-6600. This division may be contacted at the above-referenced address, directing correspondence to the attention of the division.
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

**FOR PSC USE ONLY**

<table>
<thead>
<tr>
<th>Check #</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>06-03-001</td>
<td>$</td>
</tr>
<tr>
<td>E</td>
<td>$</td>
</tr>
<tr>
<td>06-03-001</td>
<td>$</td>
</tr>
<tr>
<td>P</td>
<td>$</td>
</tr>
<tr>
<td>004011</td>
<td>$</td>
</tr>
</tbody>
</table>

Postmark Date

Initials of Preparer

---

**Please Complete Below If Official Mailing Address Has Changed**

<table>
<thead>
<tr>
<th>(Name of Company)</th>
<th>(Address)</th>
<th>(City/State)</th>
<th>(Zip)</th>
</tr>
</thead>
</table>

**LINE NO.**

<table>
<thead>
<tr>
<th>ACCOUNT CLASSIFICATION</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Gross Operating Revenue (Florida)</td>
<td>$</td>
</tr>
<tr>
<td>2. Gross Intrastate Revenue</td>
<td></td>
</tr>
<tr>
<td>3. Less: Amounts Paid to Other Telecommunications Companies (^{(1)}) (see &quot;2. Fees&quot; on back)</td>
<td>( )</td>
</tr>
<tr>
<td>4. TOTAL REVENUES for Regulatory Assessment Fee Calculation (Line 2 less Line 3)</td>
<td>$</td>
</tr>
<tr>
<td>5. REGULATORY ASSESSMENT FEE DUE - (Multiply Line 4 by (\times 0.0020). If more than $100, enter amount. If less, enter $100.) (^{(2)})</td>
<td>$</td>
</tr>
<tr>
<td>6. Penalty for Late Payment (see &quot;3. Failure to File by Due Date&quot; on back)</td>
<td></td>
</tr>
<tr>
<td>7. Interest for Late Payment (see &quot;3. Failure to File by Due Date&quot; on back)</td>
<td></td>
</tr>
<tr>
<td>8. Extension Payment Fee (see &quot;4. Extension&quot; on back)</td>
<td></td>
</tr>
<tr>
<td>9. TOTAL AMOUNT DUE (MINIMUM $100.00 Add lines 5 through 8)</td>
<td>$</td>
</tr>
<tr>
<td>10. Number of pay telephones in operation at close of period covered by this Return</td>
<td></td>
</tr>
</tbody>
</table>

\(^{(1)}\) 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.

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

Telephone Number ( ) Fax Number ( )

F.E.I. No. ____________

PSC/RAD 026 (Rev. 04/07 XXXX)
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, if July 30 or January 30 falls on a Saturday, Sunday, or holiday, the Regulatory Assessment Fee may be filed or postmarked on the next business day, without penalty.

2. **FEES:** Each company shall pay X.XXXX \( \times 0.0020 \) 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 other than the amount on Line 3.

   On Line 3, deduct any amounts paid to another telecommunications company for the use of any telecommunications network (including installation charges) 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 6). 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 7). 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 for an extension of time up to 30 days may 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 8):

   - 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 system 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 system 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. An automatic 30-day extension to file an actual return may be obtained by checking the “Estimated Return” space in the top left-hand corner on the reverse side.

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 to 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 records, 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 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 Division of Regulatory Analysis at (850) 413-6600. This division may be contacted at the above-referenced address, directing correspondence to the attention of the division.
TO AVOID PENALTY AND INTEREST CHARGES, THE REGULATORY ASSESSMENT FEE RETURN MUST BE FILED ON OR BEFORE «Field1».

**Interim Pay Telephone Service Provider Regulatory Assessment Fee Return**

*Used for Calendar Year 2011 Only*

-- Florida Public Service Commission --

**(See Filing Instructions on Back of Form)**

<table>
<thead>
<tr>
<th>STATUS:</th>
<th>Actual Return</th>
<th>Estimated Return</th>
<th>Amended Return</th>
</tr>
</thead>
</table>

**PERIOD COVERED:**

«Field2»

Please Complete Below If Official Mailing Address Has Changed

<table>
<thead>
<tr>
<th>(Name of Company)</th>
<th>(Address)</th>
<th>(City/State)</th>
<th>(Zip)</th>
</tr>
</thead>
</table>

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

(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.

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

(Preparer of Form - Please Print Name)

Telephone Number (_____) Fax Number (_____)
FLORIDA PUBLIC SERVICE COMMISSION
Instructions For Filing Regulatory Assessment Fee Return
(Pay Telephone Service Provider)

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

2. FEES: Each company shall pay X.XXXX 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 other than the amount on Line 3.

On Line 3, deduct any amounts paid to another telecommunications company for the use of any telecommunications network (including installation charges) 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 6). 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 7). 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 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 8):
   - 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 records, 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 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 Division of Regulatory Analysis at (850) 413-6600. This division may be contacted at the above-referenced address, directing correspondence to the attention of the division.
NOTICE OF DEVELOPMENT OF RULEMAKING
DOCKET NO. 110224-TP
PAGE 19

FLORIDA PUBLIC SERVICE COMMISSION

REGULATORY ASSESSMENT FEE EXTENSION REQUEST

(Utility/Company) (Utility/Co Code) (FEID No.)

Mailing Address:

This is to request an extension for filing the Regulatory Assessment Fee Return for the above-named utility/company for the period indicated below:

PERIOD

☐ 15 days to

☐ 30 days to

Statement of Good Cause [Reason For Request]:

(Signature) (Title) (Date) (Telephone Number) (FAX Number)

NOTE TO UTILITY/COMPANY

• Your Regulatory Assessment Fee Extension Request form must be filed and received by the Florida Public Service Commission at the address referenced below BY CLOSE OF BUSINESS ON before the payment due date of . Once your request is received, you will be notified by fax (or by mail when a faxed number is not provided) indicating that your request was approved or denied. THIS IS NOT AN AUTOMATIC EXTENSION, THEREFORE YOU MUST RECEIVE APPROVAL FROM THE COMMISSION IN ORDER TO RECEIVE AN EXTENSION. See approval criteria on the back of this form.

• If an extension of 15 days or less is approved, 0.75% of the fee is to be included when making payment.

• If an extension of 16 to 30 days is approved, 1.5% of the fee is to be included when making payment.

FOR PUBLIC SERVICE COMMISSION USE ONLY

Request Approved ☐

Request Denied ☐

☐ The 200__ Regulatory Assessment Fee has not been received.

☐ The 200__ Regulatory Assessment Fee was delinquent. Prior penalty and/or interest has not been received for your 200__ Regulatory Assessment Fee.

☐ The request was received too late for processing.

APPROVED BY: ____________________________ (Fiscal Services Section Supervisor) ____________________________ (Date)

If you have questions, please contact a staff member of the Fiscal Services Section: Template Blank, Template Blank - Template Blank; or write to Division of Administrative Services, Fiscal Services Section, 2540 Shumard Oak Boulevard, Tallahassee, Florida, 32399.
Criteria for Extension Request

- Form PSC/ADM 124, Regulatory Assessment Fee Extension Request, must contain a statement of good cause/reason for extension request. Examples of good cause include reasons such as financial hardship, severe illness, or acts of God; but do not include reasons such as management oversight or vacation time.

- The request for extension must be received by the Division of Administrative Services at least two weeks before the Regulatory Assessment Fee due date.

- The request for extension will not be granted if the utility has any unpaid regulatory assessment fees, penalties, and/or interest due from a prior period(s).