



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

ORIGINAL

DATE: May 29, 1998
 TO: DIVISION OF RECORDS AND REPORTING (BAYO)
 FROM: DIVISION OF LEGAL SERVICES (KEATING) *6/k mCB*
 DIVISION OF COMMUNICATIONS (BIEGALSKI) *VB*
 RE: Docket No. 980336-TI - Initiation of Show Cause Proceedings Against Coral Communications, Inc. For Violation of Rule 25-24.470, Florida Administrative Code, Certificate of Public Convenience and Necessity Required.

On April 23, 1998, by Order No. PSC-98-0573-SC-TI, issued in Docket No. 980336-TI, the Commission ordered Coral Communications, Inc. to show cause within 20 days why it should not be fined for apparently operating in Florida without the required certification. On May 7, 1998, Coral Communications faxed a settlement offer to Commission staff. Coral did not, however, file the offer with Records and Reporting. The settlement offer was received by Commission staff prior to the close of the show cause period, and staff intends to make a recommendation to the Commission regarding this settlement offer. Therefore, this docket should not be closed at this time.

Attached is a copy of the settlement offer faxed to staff by Coral Communications. Please file this in Docket No. 980336-TI.

BK/bk

cc: Division of Communications
 Division of Legal Services

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCH _____
- SEC 1
- WAS _____
- OTH _____

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

FAX



~~Coral Communications, Inc.~~
Coral Communications, Inc.

To: BETH KEATWY From: DEAN PORCELLA

Fax: (850) 413-6213 Pages: _____

Phone: _____ Date: _____

Re: _____ CC: _____

Urgent

For Review

Please Comment

Please Reply

PLEASE CONTACT ME AT (STL) 995-8887 or Fax
(STL) 241-0348

DOCUMENT NUMBER-DATE

05821 MAY 29 88

FPSC-RECORDS/REPORTING

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CORPORATE COUNSEL

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TELEPHONE: (561) 241-0345

E-MAIL: DEVON@CORAL.COM

FACSIMILE: (561) 995-9640

May 7, 1998

Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

To Whom It May Concern:

Coral Communications would like to propose the following settlement offer as final disposition of the Show Cause Proceedings filed against Coral Communications, Docket No. 980336-TI:

- 1) Coral has refunded \$32,688.37 to Florida consumers and will continue to refund any Florida customer complaints.
- 2) Coral will make sure that all marketing materials are withdrawn from Florida.
- 3) Coral will pay a \$10,000 penalty for operating in Florida without its Certificate of Public Convenience and Necessity.

In addition, I have included a cease and desist letter that I sent to our agent who was marketing in Florida. As you can see, the agent should not have been marketing in Florida as per his contract. To my knowledge, since notification to this agent, all marketing in Florida has stopped.

As of April 4, 1998 Coral Communications ceased billing in Florida. In fact, we had screens in our system which were supposed to block any Florida billing, but the system failed. We have since found the problem and have the appropriate screens working.

I would also like to note that Coral filed its application for its tariff in Florida on April 3, 1998, Docket # 980491-TI.

Please contact me as soon as possible about this settlement offer so that I may have sufficient time to respond to the Rule to Show Cause, should we not resolve this matter through a settlement.

Very truly yours,



Devon A. Porcella

DEVON A. PORCELLA, ESQUIRE

CORPORATE COUNSEL

751 PARK OF COMMERCE DR. SUITE 120
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TELEPHONE: (561) 241-0345

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FILE

February 23, 1998

Mr. Steve Hamenka
Advanced Financial Resources
17853-107 #241 Santiago Blvd.
Villa Park, California 92867

Dear Mr. Hamenka:

It has come to our attention that someone in your company is marketing in Altamonte Springs, Florida.

As per your contract, Article 2 Section 2.02, your company is only to market in the designated areas, those being, Ameritec, U.S. West, Pacific Telsis and Southwestern Bell. These designated areas do not allow you to market in Florida.

Please cease in any and all marketing in the State of Florida. If our company hears of any further marketing in Florida we will consider it to be a breach of your contract.

Very truly yours,



Devon A. Porcella

