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Agenda for Commission Conference February 15, 2000 DIVISION OF DEPOSIT DATE ADMINISTRATION DEPOSIT DATE 2000 FEB 21 AM 8:41 D251 FEB 222000

ITEM NO.

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FLORIDA

DOCKET NO. 991345-TC - Cancellation by Florida Public Service Commission of Pay Telephone Certificate No. 5971 issued to THETA COMM, INC. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Critical Date(s): None

Commissioners Assigned: Full Commission Prehrg Officer JC

Staff: CMU: Isler LEG: K. Peña, B. Keating

<u>Issue 1</u>: Should the Commission accept the settlement offer proposed by THETA COMM, INC. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code; Regulatory Assessment Fees; Telecommunications Companies? Recommendation: Yes. The Commission should accept the company's settlement proposal. Any contribution should be received by the Commission within ten business days from the date of the Commission Order and should identify the docket number and company name. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. If the company fails to pay in accordance with the terms of the Commission Order, the company's certificate should be canceled administratively. Issue 2: Should this docket be closed? Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1, this docket should be closed upon receipt of the \$100 contribution or cancellation of the certificate.

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DOCUMENT NUMBER-DATE 02389 FEB218 FPSC-RECORDS/REPORTING

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