

CCA

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DIVISION OF COMPETITIVE SERVICES
WALTER D'HAESELEER
(850) 413-6600

Public Service Commission

January 14, 2002

Via Facsimile (212-268-0203)

Mr. Michael W. Song, Attorney at Law
120 West 31st Street, 6th Floor
New York, NY 10001

RE: Docket No. 011026-TI
Korea Telecom America, Inc.

Dear Mr. Song:

On January 11, 2002, the Commission received your letter dated January 8th requesting cancellation of Korea Telecom America, Inc.'s Interexchange Carrier (IXC) certificate. The company's certificate will be cancelled effective January 11, 2002, on the Commission's own motion.

The above docket was established on August 6, 2001 for violation of Rule 25-4.0161, Florida Administrative Code, which deals with filing the Regulatory Assessment Fee (RAF) return. According to Commission records, the company had not filed the 2000 RAF return or paid the 2000 RAF, including statutory penalty and interest charges for the years 1999 and 2000.

The RAF is assessed if a certificate is active for any one day during a calendar year. The RAF is due by January 30 of each year, unless the 30th falls on a weekend, then the fee is due by the next working day, for the previous year. If payment for the RAF is mailed after the due date, then statutory penalty and interest charges are applicable.

On August 16, 2001, I wrote Mr. Don H. Cho a letter and explained that Docket No. 011026-TI had been established and included a list of options to resolve the docket. On August 20th, Mr. Cho called me and requested that I fax him the 2000 RAF return, along with a breakdown of the past due charges. This information was faxed to him on the same date.

On September 5, 2001, the company paid the past due amount in full, but did not propose a settlement or request cancellation of its certificate. Therefore, on September 20th, I wrote Mr. Cho and explained that just paying the past due amount would not prevent the company's certificate from being cancelled. A response was requested by October 5, 2001. The company did not respond.

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Mr. Michael W. Song, Attorney at Law
Page 2
January 14, 2002

On December 12, 2001, Order No. PSC-01-2404-PAA-TI was issued, which imposed a \$500 fine or cancelled the company's certificate. According to the Order, the company had until January 2, 2002 to protest the Proposed Agency Action. No protest was received, therefore, a Consummating Order was issued on January 4, 2002. According to the Consummating Order, the company had five business days from the date of the Order, or January 11, 2002, to pay the \$500 fine to keep the certificate active. Since the company's certificate reflects an inactive date of January 11, 2002, Korea Telecom America, Inc. will owe the 2001 and 2002 RAFs. Any unpaid RAFs will be turned over to the Comptroller's Office for further collection efforts.

Please let me know if you have any questions. I can be reached at (850) 413-6502-voice, (850) 413-6503-fax, by internet e-mail at pisler@psc.state.fl.us, or at the address listed on Page 1.

Sincerely,



Paula J. Isler, Research Assistant
Bureau of Service Quality

cc: Docket No. 011026-TI
Division of Legal Services (K. Peña)