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<u>Section 1 - Burea</u>	au of Re	ecord	ls Com	olet						e.							
Docket No. <u>041032</u>						Title:	America 4.0161,	n Warri FAC, R	or Vēi	nding	g for a	ppare	nt vi	olatio	n of I	Rule 2	5- ns
Company: Kersti	n K Kri	eger	d/b/a	All Ame	erican		Compani	es.									
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Company: Kerst	in K Krieger d/b/a	4.0161, Companie		latory	/ Assess	ment Fe	es; Telec	ommunic	ations				
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Docket No. <u>041032-TC</u> Date Docketed: <u>09/03/2004</u> Title: Compliance investigation of Kerstin K Krieger d/b/a All American Warrior Vending for apparent violation of Rule 25- 4.0161, FAC, Regulatory Assessment Fees; Telecommunications											-			
Company: Kerst	in K Krieger d/b/a	A]] Ame	erican		4.0161, F Companies		latory	Asses	sment	Fees	; Teleco	mmuni	cation	S
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P5C-05-0100-FOF-TC

Marguerite Lockard

From: Sent: To: Subject: LaSandra Givens Tuesday, January 25, 2005 9:56 AM CCA - Orders / Notices Order / Notice Submitted

Date and Time:

1/25/2005 9:53:00 AM



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 041031-TC
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 041032-TC
 041032V.DRG.DOC

 041054-TC
 041054V.DRG.DOC

-AMENDATORY-ORDER VACATING ORDER

DOCUMENT NO. 12321-0

Marguerite Lockard

From: Kay Flynn Sent: To: Beth Keating Cc: RE: Orders vacating Subject:

Tuesday, January 25, 2005 11:46 AM Dovie Rockette-Gray; Marguerite Lockard

Ok. We'll delete it in the orders and go ahead and issue them today.

Thanks.

-----Original Message-----From: Beth Keating Sent: Tuesday, January 25, 2005 11:28 AM To: Kay Flynn Cc: Dovie Rockette-Gray Subject: RE: Orders vacating

Well, if no one has complained about us 'vacating' before now, just go with dropping the amendatory.

-----Original Message-----From: Kay Flynn Sent: Tuesday, January 25, 2005 11:27 AM To: Beth Keating; Dovie Rockette-Gray Subject: RE: Orders vacating

Beth, I checked back through orders done in the last 2-3 years, and found that we've issued orders vacating that come both from a vote and from trying to correct the situation these orders are correcting -- but of course just because we've done it that way doesn't mean it's right, esp. with a strict reading of the APM.

If we are going to title them "amendatory", would we want to use "amend" or some variation of that word in the ordering paragraph?

Kay

-----Original Message-----From: Beth Keating Sent: Tuesday, January 25, 2005 10:47 AM To: Dovie Rockette-Gray; Kay Flynn Subject: RE: Orders vacating

Hi, Kay. That was me that stuck that in there. I guess I was looking at it from the perspective that usually, it is the Commission that "vacates" orders, while we are technically only authorized to issue amendatory orders. In my mind, this was a way to ensure that we complied with the APM ... in other words, we are issuing an amendatory order that vacates the underlying consummating order, because it was erroneously issued due to scrivener's error. I guess I don't feel strongly about this point, I just didn't want to give any appearance that we were exceeding our delegated authority, not that I think we are. If you prefer to remove Amendatory, I'll be o.k. with it.

-----Original Message-----From: Dovie Rockette-Gray Sent: Tuesday, January 25, 2005 10:30 AM To: Beth Keating Subject: RE: Orders vacating

Hi Beth, Beth, What's you think? Thanx, dovie

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-----Original Message-----From: Kay Flynn Sent: Tuesday, January 25, 2005 10:22 AM To: Dovie Rockette-Gray Cc: LaSandra Givens; Marguerite Lockard Subject: Orders vacating

Dovie, on these orders vacating, the title of each includes "amendatory" but I'm thinking that word wouldn't be appropriate here, since the order doesn't amend, it vacates. Do you agree? May we delete the word "amendatory" in the order titles?

Kay

Marguerite Lockard

PSC-05-0297-FOF-TC

From: Sent: To: Subject: LaSandra Givens Thursday, March 17, 2005 1:10 PM CCA - Orders / Notices Order / Notice Submitted

Date and Time: Docket Number: Filename / Path: 3/17/2005 1:10:00 PM 041032-TC, 041054-TC, 041093-TC 041032OR.DRG.DOC



ORDER GRANTING VOLUNTARY CANCELLATION OF PAY TELEPHONE CERTIFICATES

1