

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

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

DATE: August 26, 2015
TO: Carlotta S. Stauffer, Commission Clerk, Office of Commission Clerk
FROM: Keino Young, Attorney Supervisor, Office of the General Counsel *KY*
RE: Docket No. 090519-TI - Compliance investigation of Communicate Technological Systems, LLC for apparent violation of Rule 25-24.470, F.A.C.

The above-referenced docket was closed by the Commission on May 21, 2010, after the Commission received approval from the Department of Financial Services to adjust our records for uncollected accounts receivables from Communicate Technological Systems.

Attached are a Memorandum from former employee Timisha Brooks and a Department of Financial Services Delinquent Accounts Receivable Transmittal Form, which were found in the files of Ms. Brooks, and should be included in the Commission's Case Management System for Docket No. 090519-TI.

The docket may be closed administratively after the documents are included since no further action is required.

KY:csc
Attachments

RECEIVED FPSC
15 AUG 28 AM 10:57
COMMUNICATION

COMMISSIONERS:
NANCY ARGENZIANO, CHAIRMAN
LISA POLAK EDGAR
NATHAN A. SKOP

STATE OF FLORIDA



DIVISION OF
ADMINISTRATIVE SERVICES
APRYL C. LYNN
DIRECTOR
(850)413-6330

Public Service Commission

June 1, 2010

Ms. Molly Merry
Bureau of Accounting
Financial Services
101 East Gaines Street
Tallahassee, Florida 32399-0354

Dear Ms. Merry:

The Public Service Commission (PSC) has exercised reasonable efforts to collect fines from the utility referenced below. No response has been received, therefore further collection efforts by the PSC would not be cost effective.

| DOCKET NUMBER | UTILITY NAME | TOTAL AMOUNT |
|---------------|-----------------------------------|--------------|
| 090519-TI | Communicate Technological Systems | \$25,000.00 |

The Delinquent Accounts Receivable Transmittal form, a memorandum from the Commission's Office of the General Counsel, and other supporting documentation are enclosed. At your discretion, please attempt collection or grant this agency permission to write off the debt.

Sincerely,

A handwritten signature in cursive script that reads "Apryl C. Lynn".

Apryl C. Lynn

ACL:db
Enclosures

cc: Office of the General Counsel (Brooks)
Division of Regulatory Analysis (Kennedy)
Office of Commission Clerk (Cole)

R:\fis\Write Off Letters\FY 2009-2010\Communicate Tech Systems.doc

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

State of Florida



Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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

DATE: May 17, 2010
TO: Apryl Lynn, Director, Division of Administrative Services
FROM: Timisha Brooks, Attorney, Office of the General Counsel
RE: Request for Permission from Department of Financial Services to Write-Off the Penalty Imposed on Communicate Technological Systems in Docket No. 090519-TI - Compliance investigation of Communicate Technological Systems for apparent violation of Rule 25-24.470, F.A.C.

On December 1, 2009, Docket No. 090519-TI, was established to address Communicate Technological Systems' failure to register as an IXC and to file a tariff, pursuant to Rule 25-24.470, Florida Administrative Code (F.A.C.).

By Order No. PSC-10-0086-PAA-TI, issued February 16, 2010, the Commission imposed a penalty against Communicate Technological Systems in the amount of \$25,000 for its apparent violation of Rule 25-24.470, F.A.C.

By Order No. PSC-10-0086-PAA-TI, if Communicate Technological Systems failed to remit payment of the penalty within fourteen (14) calendar days after the issuance of the Consummating Order, the Commission ordered that Communicate Technological Systems should be referred to the Department of Financial Services for collection and the company should be required to immediately cease and desist providing intrastate interexchange telecommunications services in Florida. Therefore, staff requests that the Division of Administrative Services/Fiscal Services Section take the appropriate steps to seek permission from the Department of Financial Services to write-off the uncollectible penalty for Communicate Technological Systems.

TJB/

cc: David Brown
Kiwanis Curry

**STATE OF FLORIDA
DEPARTMENT OF FINANCIAL SERVICES
BUREAU OF ACCOUNTING
DELINQUENT ACCOUNTS RECEIVABLE TRANSMITTAL
(PLEASE PRINT OR TYPE)**

AGENCY FLORIDA PUBLIC SERVICE COMMISSION DATE _____ PAGE 1 OF 1
 CONTACT KAREN BELCHER, DIRECTOR, FISCAL SERVICES
 PHONE NUMBER 850-413-6273
 FLAIR ACCOUNT CODE FLAIR ACCOUNT CODES: 61 50 2 573003 610100 00 000100
61 74 1 000331 610100 00 001200

1. Docket No. 090519-TI Communicate Technological Systems, LLC

| Agency Reference # | Last Name | First | M | Social Security # | DFS use only |
|--|------------------|--------------------|-------------------------|-------------------|--------------|
| 2646 South Loop West, Suite 600 | Houston, Texas | | | 77054-2678 | |
| Last Known Address (Include Zip) | | | | | |
| 888-485-9860 | | | | \$25,000 | \$25,000 |
| Home Telephone Work Phone | Principal Amount | | Penalty/Interest Amount | | Total |
| § F.S. 364.285 | January 13, 2010 | | | | |
| Penalty/Interest Authority | | Date Debt Incurred | | Debt Type | |
| REGULATORY ASSESSMENT FEES | | | | | 8 |
| Debt Description, e.g., Drivers License, Property Damage | | | | | |

Additional Information, e.g., Date of Birth, Drivers License Number, etc

2.

| Agency Reference # | Last Name | First | M | Social Security # | DFS use only |
|--|--------------------|-------|-------------------------|-------------------|--------------|
| Last Known Address (Include Zip) | | | | | |
| Home Telephone Work Phone | Principal Amount | | Penalty/Interest Amount | | Total |
| Penalty/Interest Authority | Date Debt Incurred | | Debt Type | | |
| Debt Description, e.g., Drivers License, Property Damage | | | | | |

Additional Information, e.g., Date of Birth, Drivers License Number, etc

3.

| Agency Reference # | Last Name | First | M | Social Security # | DFS use only |
|--|--------------------|-------|-------------------------|-------------------|--------------|
| Last Known Address (Include Zip) | | | | | |
| Home Telephone Work Phone | Principal Amount | | Penalty/Interest Amount | | Total |
| Penalty/Interest Authority | Date Debt Incurred | | Debt Type | | |
| Debt Description, e.g., Drivers License, Property Damage | | | | | |

Additional Information, e.g., Date of Birth, Drivers License Number, etc

****DEBIT TYPE CODE****

1. RETURNED CHECK 2. NONPAYMENT FOR STATE GOODS/SERVICES 3. DAMAGE TO STATE PROPERTY
 7. COURT ORDER 8. FINES 9. OVERPAYMENT OF STATE FUNDS

GENERAL INSTRUCTIONS

Provide as much information as possible for each account or returned check listed. Names should include legal entities as well as individuals. Principal Amount is the original amount of the debt excluding any service charge, penalty, and/or interest. Penalty/Interest Amount is the amount of the service charge, penalty, and/or interest due to date on the delinquent account or returned check. For those accounts subject to interest charges, please indicate the interest rate, method of calculation, and whether the rate is subject to change. Penalty/Interest Authority is the Florida Statutory and/or Florida Administrative Code citation authorizing the service charge, penalty, and/or interest on delinquent accounts and returned checks. Date Incurred is the date the account became delinquent; e.g., the date a check was returned marked NSF, the date an invoice was due to be paid, etc. Debt Type must be indicated using the codes listed at the bottom of the form.

In order to properly pursue a delinquent account the Bureau of Accounting and the collection agency, if used, require pertinent information about the debt and debtor. Such information regarding the debt should be provided in the area titled Debt Description and include the purpose of the original payment by check; type of goods/services provided; what, when, and where State property was damaged; when, why and what court ordered a payment; when and why a fine was issued; for what and when were State funds overpaid; etc. Additional Information about the debtor should include, if available, date of birth, driver license number, credit card type and number, names and addresses of relatives, and any other information that may be used to locate the debtor. The more the Bureau and the collection agency know about the debt and debtor the more likely the recovery of the debt.

To facilitate the transfer of moneys collected, each agency shall designate one FLAIR revenue account code to which all moneys will be transferred by the journal transfer. Agencies will be provided a detailed listing of amounts collected and collection fees charged for each amount. The Department will also provide instructions in accordance with Generally Accepted Accounting Principles on the appropriate method of recording the difference between any moneys collected and the amount of the delinquent account; i.e., treat the difference as cost of collection or provide approval for adjusting the balance of the account pursuant to Section 17.04, Florida Statutes.

Forms and Questions should be addressed to:

Department of Financial Services
Bureau of Accounting
Room 414 Fletcher Building
200 East Gaines Street
Tallahassee, Florida 32399-0354
(850) 410-9365 / SC 210-9365

David Brown

From: Timisha Brooks
Sent: Wednesday, May 26, 2010 11:30 AM
To: David Brown
Subject: Communicate Write Off

David,

Staff sent two letters, via first class mail and certified mail, to the company informing CTS' of its requirements to register. CTS' failed to respond. Staff also provided CTS' with a copy of a Proposed Agency Action Order notifying the company of its apparent violation of Rule 25-24.470, F.A.C., Registration Required, and the penalty to be paid to the Florida Public Service Commission for its violation. Staff also provided CTS' with a Consummating Order establishing that the penalty had been imposed and giving CTS 14 additional days to pay the penalty. CTS' has failed to respond to any of the correspondence and/or pay the imposed penalty.

TIMISHA J. BROOKS
ATTORNEY
COMPETITIVE MARKETS AND ENFORCEMENT
OFFICE OF THE GENERAL COUNSEL
FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399
TBROOKS@PSC.STATE.FL.US

5/26/2010