

ORIGINAL

PETITION

PUBLIC SERVICE COMMISSION  
2540 SHUMARD OAK BLVD  
TALLAHASSEE, FLORIDA 32399-0850

11/22/00

RE: DOCKET # 001040-TC

PETITIONER

J. Merritt Guthrie  
2843 QUAILHOLLOW ROAD  
CLEARWATER, FL 33761  
PHONE: 727-725-4852

NOTIFICATION RECEIVED: 10/27/00, VIA CERTIFIED MAIL from the PUBLIC SERVICE COMMISSION That PATs Certificate # 5602 was to be cancelled.

DISPUTED ISSUES: NONE

STATEMENT OF MATERIAL FACTS REQUIRING REVERSAL OF PUBLIC SERVICE COMMISSION DECISION:

1. On or about September 8<sup>th</sup>, 2000, I received a **regular letter** via US Postal Service from the Public Service Commission that my certificate was to be cancelled for violation of Rule # 25-4.0161.
2. The noticed stated that the PSC was to meet on docket # 001040-TC on September 26<sup>th</sup>, 2000. I immediately checked my records. I found that I had secured revenue and expense figures for my accountant but, I had failed to submit the Regulatory Assessment Fee Return for 1999.
3. I completed the form and forwarded to the PSC on September 10<sup>th</sup>, 2000 along with check # 455 in the amount of \$50.00.
4. I was notified by the PSC, via regular letter, that they had received and deposited my check on September 19<sup>th</sup>, 2000 and that I still owed penalty and interest for 1999 of \$16.50.
5. I CALLED the number listed on the letter to inquire about payment on October 13<sup>th</sup>, 2000 and spoke to Jackie. It was at that time that she advised me that I still owed Penalty and Interest from 1998 in the amount of \$3.00. I asked why I never received notification and/or why was it not on this statement? She advised that because the amount **so small** that they **do not** send out notification.
6. Check # 477, Dated October 13<sup>th</sup>, 2000, \$19.50 issued and mailed for ALL penalties and interest for 1999 and 1998.

APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMP   I   \_\_\_\_\_  
COM \_\_\_\_\_  
CTR \_\_\_\_\_  
ECR \_\_\_\_\_  
LEG   I   \_\_\_\_\_  
ORC \_\_\_\_\_  
PAI \_\_\_\_\_  
RGO \_\_\_\_\_  
SEC   I   \_\_\_\_\_  
SER \_\_\_\_\_  
OTH   Henry   \_\_\_\_\_

*Grant*  
11/30/00

DOCUMENT NUMBER-DATE

**15150 NOV 27 8**

FPSC-RECORDS/REPORTING

7. I inquired as to what I could do about the PSC decision to cancel my certificate. She tried to connect me to Ms Paula Isler at 850-413-6502. It turns out that MS Isler was out for the day on Friday, October, 13<sup>th</sup>, 2000.
8. On Monday, October 16<sup>th</sup>, 2000, I did speak to MS Isler. I inquired as to why docket # 001040-TC was even heard since I had documentation that my form and payment was received a **full week** prior to the Commission meeting of September 26<sup>th</sup>, 2000? Ms Isler advised that it can take up to **two weeks** before payment information is posted to the records. Ms Isler advised that I now needed to submit a petition and forwarded me the information to do so.

STATEMENT OF CHANGES NEEDED:

Prior to cancellation or action on certificates, can records be checked for last minute efforts to meet compliance. Update internal record keeping insuring timeliness of required data. Avoids costly re-work by certificate holders and the Commission.

STATEMENT OF RELIEF SOUGHT: DOCKET # 001040-TC

All penalties and interest have been paid as indicated above.  
Check # 477, Dated 10/13/2000, \$19.50.

A process has been set up with my accountant to insure when annual revenue and expense figures for the payphones are submitted that the Pay Telephone Service Provider Regulatory Assessment Fee Return is also completed and enclosed.

Settlement Request: Request fine reduced to \$100, certificate #5602 reinstated.

Respectfully submitted,



J. Merritt Guthrie