

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida
Public Service Commission of Pay
Telephone Certificate No. 4339
issued to Vernie R. & Shemanne
K. Spicer for violation of Rule
25-24.520, F.A.C., Reporting
Requirements.

DOCKET NO. 991207-TC

In re: Cancellation by Florida
Public Service Commission of Pay
Telephone Certificate No. 5938
issued to Compujet
Telecommunications Inc. for
violation of Rule 25-24.520,
F.A.C., Reporting Requirements.

DOCKET NO. 991208-TC

In re: Cancellation by Florida
Public Service Commission of Pay
Telephone Certificate No. 5404
issued to ECS Enhanced Cellular
Systems Network USA, Inc. for
violation of Rule 25-24.520,
F.A.C., Reporting Requirements.

DOCKET NO. 991209-TC

In re: Cancellation by Florida
Public Service Commission of Pay
Telephone Certificate No. 4640
issued to Robert W. Anderson
d/b/a Vital Telecommunications
of Florida a/k/a VITEL of
Florida for violation of Rule
25-24.520, F.A.C., Reporting
Requirements.

DOCKET NO. 991229-TC

DOCUMENT NUMBER-DATE

14966 DEC-88

FPSC-RECORDS/REPORTING

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In re: Cancellation by Florida
Public Service Commission of Pay
Telephone Certificate No. 5379
issued to Oswald Ollivier d/b/a
Tele-Link Payphone
Communications for violation of
Rule 25-24.520, F.A.C.,
Reporting Requirements.

DOCKET NO. 991230-TC
ORDER NO. PSC-99-2402-PAA-TC
ISSUED: December 8, 1999

The following Commissioners participated in the disposition of
this matter:

JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.

NOTICE OF PROPOSED AGENCY ACTION
ORDER IMPOSING FINES AND REQUIRING INFORMATION IN ACCORDANCE
WITH RULE 25-24.520, FLORIDA ADMINISTRATIVE CODE, OR CANCELING
PAY TELEPHONE CERTIFICATES

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service
Commission that the action discussed herein is preliminary in
nature and will become final unless a person whose interests are
substantially affected files a petition for a formal proceeding,
pursuant to Rule 25-22.029, Florida Administrative Code.

The entities listed below had correspondence from us that was
returned by the United States Postal Service. Our staff attempted
to contact each entity by telephone without success and was unable
to obtain another number from Directory Assistance. The return of
these materials and the unsuccessful attempts to reach each company
by phone indicate that each entity may have violated Rule
25-24.520, Florida Administrative Code, which requires the
reporting to the Commission of an address change or a change in the
name, title, or telephone number of the individual responsible for
Commission contacts within ten (10) days of its effectiveness.

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For the reason described above, pursuant to Rule 25-24.514(1)(b) and (c), Florida Administrative Code, we find it appropriate to cancel each entity's certificate for failure to comply with Rule 25-24.520, Florida Administrative Code, unless each entity pays a \$500 fine and provides the information required by Rule 25-24.520, Florida Administrative Code, to the Florida Public Service Commission. Each entity must comply with these requirements within five business days after the issuance of the Consummating Order. The fines will be remitted to the Comptroller for deposit in the State of Florida General Revenue Fund, pursuant to Section 364.516, Florida Statutes.

| <u>ENTITY'S NAME</u> | <u>CERTIFICATE NO.</u> |
|---|------------------------|
| Vernie R. & Shemanne K. Spicer | 4339 |
| Compujet Telecommunications Inc. | 5938 |
| ECS Enhanced Cellular Systems Network USA, Inc. | 5404 |
| Robert W. Anderson d/b/a Vital Telecommunications of Florida a/k/a VITEL of Florida | 4640 |
| Tele-Link Payphone Communications | 5379 |

As the fines and the required information are received, each Docket shall be closed. Should any of the entities fail to comply with this Order within five business days after the issuance of the Consummating Order, the entity shall have its certificate canceled, effective the date of issuance of the Consummating Order, and the Docket shall be closed. The cancellation of the certificate and the closing of the Docket in no way diminishes any of the entities obligation to pay applicable RAFs for 1999.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that each of the entities listed herein must provide the correct mailing address, liaison information, and other information in accordance with Rule 25-24.520, Florida Administrative Code, and pay a \$500 fine to the Florida Public Service Commission for failure to comply

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with Rule 25-24.520, Florida Administrative Code, within five business days after the issuance of the Consummating Order. The fine will be transmitted to the Comptroller for deposit in the State of Florida General Revenue Fund. It is further

ORDERED that should any of the entities fail to comply with this Order, that entity's certificate shall be canceled, effective on the date of issuance of the Consummating Order, and the respective Docket shall be closed. It is further

ORDERED that the cancellation of the certificate and the closing of the docket in no way diminishes any of the entities' obligation to pay applicable Regulatory Assessment Fees for 1999. It is further

ORDERED that any protest to the action proposed herein shall specify the entity or entities to which it applies. It is further

ORDERED that, if a protest to this Order is filed, the protest shall not prevent the action proposed herein from becoming final with regard to the remaining entities listed in this Order. It is further

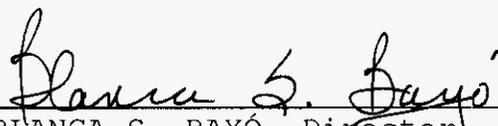
ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that in the event this Order becomes final, these Dockets shall be closed upon payment of the fines, and fees, or upon cancellation of the certificates.

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By ORDER of the Florida Public Service Commission this 8th
day of December, 1999.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

KMP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing that is available under Section 120.57, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on December 29, 1999.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

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Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.