



Public Service Commission

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RECORDS AND REPORTING

DATE: OCTOBER 5, 2000

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF COMPETITIVE SERVICES (ISLER) *PIP*
DIVISION OF LEGAL SERVICES (DANDELAK) *mbw*

RE: DOCKET NO. 000897-TC - CANCELLATION BY FLORIDA PUBLIC SERVICE COMMISSION OF PAY TELEPHONE CERTIFICATE NO. 2358 ISSUED TO TELALEASING ENTERPRISES, INC. FOR VIOLATION OF RULE 25-4.0161, F.A.C., REGULATORY ASSESSMENT FEES; TELECOMMUNICATIONS COMPANIES.

AGENDA: 10/17/00 - REGULAR AGENDA - INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\CMP\WP\000897.RCM

CASE BACKGROUND

- **09/12/89** - This company obtained Florida Public Service Commission PATS Certificate No. 2358.
- **12/08/99** - The Division of Administration mailed the 1999 RAF notice. The due date was January 31, 2000.
- **02/29/00** - The Division of Administration mailed a delinquent notice.
- **08/03/00** - Ms. Lisa Bilchik, Director of Regulatory Affairs, called staff and requested information about this docket. Staff was advised that the company would pay the outstanding balance and make a settlement offer.

DOCUMENT NUMBER-DATE

12631 OCT-48

FPSC-RECORDS/REPORTING

DOCKET NO. 000897-1C
DATE: OCTOBER 5, 2000

- **09/20/00** - The Commission received the company's check for the outstanding amount, including statutory penalty and interest charges. The company also sent a check for the January 1 through June 30, 2000 period. The company reported revenues in the amount of \$4,734,799.68 for the period ended June 30, 2000. In addition, the company proposed a settlement, which included a check for the amount proposed.
- **09/26/00** - This docket was deferred from the Agenda Conference.

Staff believes the following recommendations are appropriate.

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission accept the settlement offer proposed by Telaleasing Enterprises, Inc. to resolve the apparent violation of Rule 25-4.0161, Florida Administrative Code, Regulatory Assessment Fees; Telecommunications Companies?

RECOMMENDATION: Yes. The Commission should accept the company's settlement proposal. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. (Isler)

STAFF ANALYSIS: After staff's recommendation was filed, but prior to the September 26 Agenda Conference, the Commission received the company's payment for the outstanding regulatory assessment fee, including statutory penalty and interest charges, and a letter from the company, which offered a settlement in the amount of \$1,000 and included a check for the \$1,000. In addition, the company proposed to pay future RAFs on a timely basis. This settlement amount is consistent with amounts the Commission has accepted for recent, similar violations.

Accordingly, staff believes the terms of the settlement agreement as summarized in this recommendation should be accepted. The Commission should forward the contribution to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes, if the Commission approves staff's recommendation in Issue 1, this docket should be closed. (Dandelake)

STAFF ANALYSIS: If the Commission approves staff's recommendation in Issue 1, this docket should be closed.