

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: July 9, 2013
TO: Shalonda M. Hopkins, Office of the General Counsel *SMH*
FROM: Curtis J. Williams, Office of Telecommunications *CJW*
RE: Docket No. 130144-TX; Request for cancellation of Certificate of Necessity No. 8811 by Gracias VRS, LLC, effective March 8, 2012.

RECEIVED-FPSC
 13 JUL 10 AM 10:08
 COMMISSION CLERK

Gracias VRS, LLC, holder of Certificate of Necessity No. 8811, has requested cancellation of Certificate No. 8811, effective March 8, 2012. The certificate holder has provided adequate notice in writing of its request for cancellation of its certificate of necessity and submitted the final 2012 regulatory assessment fees due.

Pursuant to 364.335(3), Florida Statutes, it is our recommendation that the voluntary cancellation be approved, an administrative order be issued, and the docket be closed.

c: CLK

When the FCC promulgated the new TRS certification rules the Commission removed the common carrier requirement:

9. Finally, experience has shown that common carrier status generally has little or no bearing on the qualifications of a company to provide iTRS service because states may grant applications for common carrier status without verifying the applicant's qualifications or experience.¹¹ Nor do they ensure that the carrier has the facilities or staff to comply with our iTRS rules.

The Commission maintained that since it would now be the sole certifying entity for TRS Fund eligibility, the need for applicants to be common carriers no longer existed:

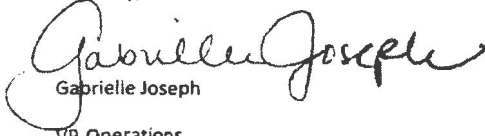
12. ...we find that an applicant's status as an interstate common carrier does not necessarily demonstrate that provider's ability to meet the Commission's iTRS provider requirements.

Consequently, since maintain the CPC&N license is no longer required, GraciasVRS is requesting to withdrawal our status and would like insight on the proper method to do this.

In addition, I did respond to the 2012 Local Compensation Data Request by faxing in a response check marking that GraciasVRS is NOT providing local telephone services.

I greatly appreciate your assistance in this matter and look forward to hearing from you soon.

Sincerely,



Gabrielle Joseph

VP-Operations

GraciasVRS

¹¹ See para. 34, *infra*.

Section 1 - Office of Commission Clerk

T 130120

PSC-COMMISSION CLERK

Docket No. 130144-TX Date Docketed: 05/16/2013 Title: Request for cancellation of Certificate of Necessity No. 8811 by Gracias VRS, LLC, effective March 8, 2012.

Company: Gracias VRS, LLC

Official Filing Date: _____ Expiration: _____

Last Day to Suspend: _____

Referred to:	AFD	AIT	APA	CAO	CLK	DET	ECO	ENG	GCL	IDM	(TEL)
("C)" indicates OPR)									X		X

Section 2 - OPR Completes and returns to CLK in 10 workdays. Time Schedule

Program/Module	B1(f)	*Events completed: therefore unavailable for revision	
Staff Assignments			
OPR Staff	C Williams, B Casey	<input checked="" type="checkbox"/> Current CASR revision level	Due Dates Previous Proposed
Staff Counsel	S Hopkins	1. Staff Recommendation	07/18/2013
OCRs		2. Agenda	07/30/2013
		3. PAA Order	08/19/2013
		4. Consummating Order if No Protest - Close Docket	08/26/2013
		5.	
		6. <i>MEMO TO GCL</i>	<i>7/9/13</i>
		7. <i>Administrative Order / Close</i>	<i>7/29/13</i>
		8.	
		9.	
		10.	
Recommended assignments for hearing and/or deciding this case:		11.	
		12.	
Full Commission <input checked="" type="checkbox"/> Commission Panel _____		13.	
Hearing Examiner _____ Staff _____		14.	
		15.	
This case (will) (will not) require a hearing. to be held at: (location)		16.	
		17.	
		18.	
		19.	
		20.	
		21.	
Transcript delivery time recommended:		22.	
Normal _____ Expedited _____ Daily Copy _____		23.	
		24.	
		25.	
		26.	
		27.	
		28.	

REASON FOR REVISION

Collecting Events

SUBMITTED BY OPR-TEL:	<i>CH</i>	STAFF COUNSEL	(GCL)
	<i>[Signature]</i>	OCR INITIALS	()
DATE:	<i>7/9/13</i>		()
			()
			()
			()
			()

Catherine Beard

From: Toni Earnhart
Sent: Thursday, April 18, 2013 9:04 AM
To: Catherine Beard
Subject: RE: Misfiled 2012 cancellation request...FYI

I have all the information together for it. Let me get it together.

*Toni Joy Earnhart, Regulatory Analyst
Florida Public Service Commission
Office of Telecommunications
2540 Shumard Oak Blvd.
Tallahassee, FL 32399
Phone 850-413-6532
Fax 850-413-6533*

From: Catherine Beard
Sent: Thursday, April 18, 2013 8:21 AM
To: Toni Earnhart
Subject: RE: Misfiled 2012 cancellation request...FYI

What is the company name?

From: Bob Casey
Sent: Thursday, April 18, 2013 8:19 AM
To: Toni Earnhart
Cc: Catherine Beard; Beth Salak; Bob Casey
Subject: FW: Misfiled 2012 cancellation request...FYI

Let's let Catherine handle this cancellation. You will be on the CASR to review the rec and assist Catherine if necessary.

Thanks.

From: Beth Salak
Sent: Wednesday, April 17, 2013 5:48 PM
To: Toni Earnhart
Cc: Bob Casey
Subject: RE: Misfiled 2012 cancellation request...FYI

Thanks, Toni.

Bob, should some one else being doing this cancellation?

From: Toni Earnhart
Sent: Wednesday, April 17, 2013 5:13 PM
To: Beth Salak; Bob Casey
Subject: Misfiled 2012 cancellation request...FYI

This cancellation request came to my attention after Jeff said the company called him about the Data Request they received. They told him they had "opted out" of the telecom business in early 2012. He questioned them further and they finally said they had requested cancellation in 2012. He brought it to my attention.

I researched further and found the company's cancellation request scanned into the RAF documents in March 2012. This probably happened because the company didn't submit a 2012 RAF form, only a cancellation request. A copy should have been forwarded to TEL or the CLK for further processing.

Since the company paid their 2012 RAF early, the company didn't show up on any of my December 2012 FISCAL RAF form mail out lists.

I am going to open a cancellation docket with a March 8, 2012 cancellation effective date.

I have spoken with FISCAL about this issue happening last year and in prior years occasionally.

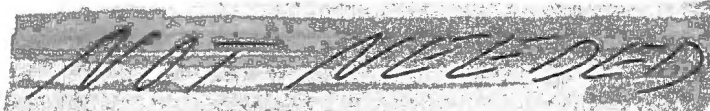
I wanted to give you the heads up on this docket cancellation request since the effective date is in early 2012.

***Toni Joy Earnhart, Regulatory Analyst
Florida Public Service Commission
Office of Telecommunications
2540 Shumard Oak Blvd.
Tallahassee, FL 32399
Phone 850-413-6532
Fax 850-413-6533***

Curtis Williams

From: Toni Earnhart
Sent: Wednesday, May 29, 2013 2:17 PM
To: Curtis Williams
Subject: RE: New filing in Docket No. 130144-TX Request for cancellation of Certificate of Necessity No. 8811 by Gracias VRS, LLC, effective March 8, 2012.

Hey Curtis,



I just sent a 2013 RAF form for you to send to the company to complete and pay the minimum 2013 RAF if they didn't pay it with the cancellation request.

*Toni Joy Earnhart, Public Utility Analyst
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399
Phone 850-413-6532
Fax 850-413-6533*

From: Bob Casey
Sent: Wednesday, May 29, 2013 2:14 PM
To: Curtis Williams
Cc: Beth Salak; Bob Casey; Catherine Beard; Dan Flores; Jim Polk; Sakina Deas; Toni Earnhart
Subject: FW: New filing in Docket No. 130144-TX Request for cancellation of Certificate of Necessity No. 8811 by Gracias VRS, LLC, effective March 8, 2012.

This is assigned to you.

Thanks.

From: Filings Clerk
Sent: Thursday, May 16, 2013 4:26 PM
To: Jeff Bates; Beth Salak; Bob Casey; Mark Long; Terri Fleming; Carolyn Craig
Subject: New filing in Docket No. 130144-TX Request for cancellation of Certificate of Necessity No. 8811 by Gracias VRS, LLC, effective March 8, 2012.

DOCKET TITLE = Request for cancellation of Certificate of Necessity No. 8811 by Gracias VRS, LLC, effective March 8, 2012.

DOCUMENT DESCRIPTION = TEL/Beard request to establish docket: Request for cancellation of Certificate of Necessity No. 8811 by Gracias VRS, LLC, effective 3/8/12.

DOCUMENT PATH =
file://L:\PSC\LIBRARY\FILINGS\13\02711-13

Document ID = 02711-13
Document Filed 05/16/13

The filing described above is now available in PDF format.

To access it, click on the DOCUMENT PATH link. This will pop up a Windows Explorer window. You will see the PDF (Adobe Acrobat) version; you will also see other versions if they exist. Double-click on the preferred version and the document will open.

If you need to cut/paste/search in the document and find you can't, try later when the reformatted version is available. (For more information, see PDF Tips on the How To menu.)

This is an automatically generated e-mail; no response/reply is necessary.

T 130120

COMPANY IDENTIFICATION

Printed on 04/17/2013 at 16:30:49 by TJE

Complete Name: Gracias VRS, LLC

Mailing Name: Gracias VRS, LLC

Company Code: TY046

FEID Number: 26-3151842

RAF ACCOUNT FOR THE PERIOD 01/01/2012 THROUGH 12/31/2012

Reg. Date: 04/22/2011 Inactive Date:
Service: CLX - Competitive Local Exchange
Received: No RAF Form
Status: Satisfied
Amended: No Extension: No
Frozen: No Comments: No
Payment Count: 1 Payment Made to Date
Operating Rev: \$0.00 Interstate Rev: \$0.00
RAF Rate: 0.0018

Assessment	Due	Paid	Owe
RAF	\$600.00	\$600.00	\$0.00
Penalty	\$0.00	\$0.00	\$0.00
Interest	\$0.00	\$0.00	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$600.00	\$600.00	\$0.00

Last modification was made on Monday, March 19, 2012 at 10:57 AM by Valorie Moore

REQUEST TO ESTABLISH DOCKET		
(Please type or print. File original plus 1 copy with CLK.)		
Date:	05/16/13	Docket No.: 130144-TX
1. From Division / Staff:	TEL Beard	
2. OPR:	C. Beard, T. Earnhardt, B. Casey, TEL	
3. OCR:	GCO	
4. Suggested Docket Title:	Request for cancellation of Certificate of Necessity No. 2811 by Gracias VRS, LLC effective March 8, 2012.	
5. Program/Module/Submodule Assignment:	B-1.F	
6. Suggested Docket Mail List.		
a. Provide NAMES/ACRONYMS, if registered company.		<input type="checkbox"/> Provided as an Attachment
Company Code, if applicable:	Parties (include address, if different from MCD):	Representatives (name and address):
TY046		
b. Provide COMPLETE NAME AND ADDRESS for all others. (match representatives to companies)		
Company Code, if applicable:	Interested persons, if any, (include address, if different from MCD):	Representatives (name and address):
7. Check one:	<input checked="" type="checkbox"/> Supporting Documentation Attached	<input type="checkbox"/> To be provided with Recommendation
Comments:		

RECEIVED-FISC
 13 MAY 16 PM 1:06
 COMMISSION CLERK

DOCUMENT NUMBER DATE
 02711 MAY 16 2013
 FPSC-COMMISSION CLERK

COMPANY IDENTIFICATION

Printed on 07/03/2013 at 17:00:08 by CJW

T130120

Complete Name: Gracias VRS, LLC

Mailing Name: Gracias VRS, LLC

Company Code: TY046

FEID Number: 26-3151842

MAILING INFORMATION

Attention:

Address Line 1: 3700 Commerce Blvd.

Address Line 2:

City: Kissimmee

State: FL

Zip Code: 34741-4656

E-mail Address: vannah@asiservices.com

Web Address: <http://www.graciasvrs.com>

Liaison 1: Vannah Roth

Liaison 2:

Title: Director of Operations

Title:

Phone: (407) 518-7900 ext 333

Phone:

E-mail: vannah@asiservices.com

E-mail:

Fax 1: (407) 518-7903

Fax 2:

County: