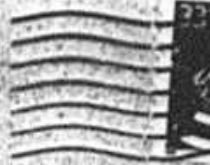


9816-TC ORIGINAL

**FLORIDAYS COMMUNICATIONS**

1719 Hoffner Avenue • Orlando, FL 32809



DEPOSIT DATE  
**D150** JUN 10 1999

Florida State Public Service Comm.  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

*RAR*  
*Paule JS Jr*

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU   I
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG   I
- MAS \_\_\_\_\_
- OPC \_\_\_\_\_
- RRR \_\_\_\_\_
- SEC   I
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

32399-0850 01



**FLORIDAYS COMMUNICATIONS**  
PH 407-251-1475  
P.O. BOX 569094  
ORLANDO, FL 32856-8094

SUNTRUST BANK, CENTRAL FLORIDA, N.A.  
SOUTH ORLANDO OFFICE (407) 838-4798  
ORLANDO, FL

0508

5/8/1999

PAY TO THE ORDER OF FLORIDA PUBLIC SERVICE COMMISSION

\$ 100.00

One Hundred and 00/100

DOLLARS

MEMO Docket No. 981615-TC  
Contribution State Gen. Fund

*Bonnie Alley*  
AUTHORIZED SIGNATURE

SECURITY FEATURES INCLUDED. DETAIL: ON BACK.

DOCUMENT NUMBER-DATE

**07131 JUN 10 99**

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida  
Public Service Commission of Pay  
Telephone Certificate No. 5520  
issued to Robert Michael Alley  
for violation of Rule 25-4.0161,  
F.A.C., Regulatory Assessment  
Fees; Telecommunications  
Companies.

DOCKET NO. 981615-TC  
ORDER NO. PSC-99-1132-FOF-TC  
ISSUED: June 7, 1999

The following Commissioners participated in the disposition of  
this matter:

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

ORDER REINSTATING PAY TELEPHONE CERTIFICATE  
AND APPROVING SETTLEMENT

BY THE COMMISSION:

On December 5, 1997, Robert Michael Alley obtained Florida  
Public Service Commission Pay Telephone Service (PATS) Certificate  
No. 5520. On December 11, 1997, our Division of Administration  
mailed the regulatory assessment fee (RAF) notice by certified  
mail. The United States Postal Service (USPS) returned the receipt  
on January 26, 1998, which showed the RAF notice was signed for and  
delivered. Robert Michael Alley failed to timely pay 1997 RAFs.

On February 9, 1999, by Order No. PSC-99-0229-FOF-TI, the  
company was ordered to pay a \$500 fine plus past due RAFs, along  
with statutory penalty and interest charges, or the company's  
certificate would be canceled. The company had until March 2, 1999  
to file a protest and until March 9, 1999 to pay the \$500 fine and  
past due amount.

On February 16, 1999, Mr. Alley, owner, called our staff and advised that he wanted to keep his certificate, would pay the 1997 and 1998 regulatory assessment fees, including statutory penalties and interest, and would respond to the Order by making a settlement offer. When neither protest nor payment was timely received, this docket was closed and the certificate was canceled.

On March 15, 1999, our staff received a letter from the company dated February 16, which enclosed the 1997 and 1998 RAFs. This letter from Mr. Alley had a handwritten note attached which explained that the letter was originally mailed on February 16, 1999, but the USPS had returned it to him. The letter did not include a settlement offer or the full amount due, therefore, our staff called the company and requested the settlement and payment. This docket was reopened.

On March 26, 1999, our staff received a letter from the company, dated March 22, 1999, which offered to pay a \$100 settlement, promised to pay future regulatory assessment fees on a timely basis, and included a check for the balance due. At the April 20, 1999 Agenda Conference, we voted to approve this settlement offer.

On April 28, our staff was made aware that this company's certificate had been canceled on March 9, after the original Order was issued.

Accordingly, we hereby reinstate the certificate and reaffirm our vote at the April 20, 1999 Agenda Conference to accept the settlement offer. In the offer, Robert Michael Alley has agreed to pay future regulatory assessment fees in a timely manner and to contribute \$100 to the State General Revenue Fund. Robert Michael Alley must remit payment within five business days from the date this Order becomes final. The \$100 contribution will be forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. Upon remittance of the contribution, this docket shall be closed.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Robert Michael Alley's Pay Telephone Service (PATS) Certificate No. 5520 is hereby reinstated. It is further

ORDER NO. PSC-99-1132-FOF-TC  
DOCKET NO. 981615-TC  
PAGE 4

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 or judicial review of Commission orders that is available under Sections 120.57 or 120.68, 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 or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.