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DIVISION OF  
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# Public Service Commission

March 20, 2000

Mr. Larry W. Boyd d/b/a  
L & M Communication  
7001 14th Avenue  
Tampa, FL 33619

**RE: Docket No. 991356-TC**

Dear Mr. Boyd:

In Order No. PSC-99-2498-PAA-TC, which was issued on December 20, 1999, the Commission stated that either a \$500 fine would be assessed or that the certificate would be cancelled. Just providing the Commission with your updated reporting requirements was not an option.

As I explained in my letter dated February 21, 2000, the Commission generally accepts lesser amounts in settlements, but that some payment of a fine or settlement amount is necessary. Unless you respond in writing by April 3, 2000 with an acceptable settlement proposal, we will consider that you have withdrawn your response. The Commission's Order No. PSC-99-2498-PAA-TC will then become final and your certificate will be cancelled.

If you have any questions, just let me know. I can be reached at (850) 413-6502-voice, (850) 413-6503-fax, and by internet e-mail at [pisler@psc.state.fl.us](mailto:pisler@psc.state.fl.us).

Sincerely,

Paula J. Isler, Research Assistant  
Bureau of Service Evaluation & Compliance

cc: Docket No. 991356-TC  
Division of Legal Services (K. Peña)

Enclosures

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

DOCUMENT NUMBER - DATE

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PSC-REGISTRATION REPORTING

**25-24.514 Cancellation of a Certificate.**

- (1) The Commission may cancel a company's certificate for any of the following reasons:
- (a) Violation of the terms and conditions under which the authority was originally granted;
  - (b) Violation of Commission rules or orders;
  - (c) Violation of Florida Statutes; or,
  - (d) Failure to provide service for a period of six (6) months.

(2) If a certificated company desires to cancel its certificate, it shall request cancellation from the Commission in writing and shall provide the following with its request.

- (a) Statement of intent and date to pay Regulatory Assessment Fee.
- (b) Statement of why the certificate is proposed to be cancelled.

(3) Cancellation of a certificate shall be ordered subject to the holder providing the information required by subsection (2).

Specific Authority 350.127(2) FS.

Law Implemented 350.113, 350.127(1), 364.03, 364.285, 364.337, 364.345 FS.

History--New 1-5-87.

## **Settlement Proposals**

If a company wishes to keep its certificate active, it needs to make a settlement offer to resolve the docket. In other cases dealing with this specific rule violation, the Commission has accepted a \$100 settlement in lieu of the \$500 fine normally imposed. The settlement letter needs to include the following:

- Docket number;
- Enclose a check for all past due amounts;
- Statement that it has taken steps to prevent future late payments of the regulatory assessment fees; and
- Make a specific monetary settlement.

Any settlement offer should be addressed to Ms. Blanca Bayó, Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850. The proposed settlement amount should **not** be paid at this time. It will become due after the Commissioners vote on this issue.