

\$100 Settlement

P. Isker  
RJR  
Nomye

**CYBERTEX COMPUTER, INC.**

d/b/a CTX PAYPHONE CO.  
14119 SW 155 Terr., Miami, FL-33177  
Phone: (305) 378-9609, Fax: (305) 378-5501

CK 3100  
\$50.00-R  
12.50-P  
4.50-I  
10/20/00  
mc

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Cancellation by Florida Public )  
Service Commission of Pay Telephone )  
Certificate No. 7212 issued to )  
Cybertex Computer Inc. d/b/a )  
CTX Payphone Company for )  
Violation of Rule 25-4.0161, )  
F.A.C., Regulatory Assessment Fees; )  
Telecommunications Companies. )

Docket No. 001169-TC

Filed: October 5, 2000

TG621

PETITION PROTESTING ORDER NO. PSC-00-1785-PAA-TC

Cybertex Computer Inc. d/b/a CTX Payphone Company (CTX), pursuant to Rule 28-106.201, F.A.C., files this Petition protesting Order No. PSC-00-1785-PAA-TC, and states as follows:

DEPOSIT DATE  
D 3 7 9 ■ OCT 2 4 2000

- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- LEG \_\_\_\_\_
- OPC \_\_\_\_\_
- PAI \_\_\_\_\_
- RCO \_\_\_\_\_
- SEC   I
- SER \_\_\_\_\_
- OTH   Henry

1. Petitioner's name and address are: (New ADDRESS)  
Cybertex Computer Inc. d/b/a CTX Payphone Company  
14119 SW 155 Terr.  
Miami, FL-33177
2. All notices, Orders, or documents regarding this Petition should be directed to:  
Mr. Abdur Khan, President  
Cybertex Computer Inc. d/b/a CTX Payphone Company  
14119 SW 155 Terr.  
Miami, FL-33177  
(305) 297-8753

Done 10/27/00



Abdur Roshid Khan  
1757 S. Curlew Lane  
Homestead, FL 33035

3100

63-643/870  
BRANCH 00522

Date 10/19/00

service pursuant  
35-PAA-TC,

Pay to the order of FL Public Service Comm' 167.00

One hundred Sixty Seven and 00/100

First Union National Bank  
Lighthouse Point, Florida  
R/T 067006432

Fee - 67.00  
Penalty - 100.00

DOCUMENT NUMBER-DATE  
13507 OCT 23 00  
FPSC-RECORDS/REPORTING

FIRST UNION  
#001169-TC  
#7212

Abdur Roshid Khan  
3100

\$100 Settlement

✓ P. Isler  
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14119 SW 155 Terr.  
Miami, FL-33177  
(305) 297-8753  
(305) 378-5501 (facsimile)

3. CTX is certificated by the Commission to provide pay telephone service pursuant to Certificate No. 7212. CTX received a copy of Order No. PSC-00-1785-PAA-TC, issued on September 29, 2000, via certified mail.

4. Rule 25-4.0161, F.A.C., written under the authority of Section 364.336, Florida Statutes, is the subject of this Petition and provides that the "Regulatory Assessment Fee and appropriate form shall be filed no later than January 30 of the subsequent year for the current calendar year operations."

5. CTX's Certificate No. 7212 became effective on December 29, 1999; therefore, 1999 is the first year of CTX's existence as a pay telephone company. CTX did not begin operations in Florida in 1999, and in fact, still has not begun operations in Florida, although it hopes to soon.

6. Due to an unintentional oversight, CTX failed to pay the 1999 Regulatory Assessment Fee by January 30, 2000. Attached is CTX's check for full payment of the 1999 Regulatory Assessment Fee, including penalty and interest charges.

7. CTX commits to future compliance of Commission rules, especially the filing of the Regulatory Assessment Fee return, along with payment of the Fee, on a timely basis. In addition, CTX requests that the Commission accept a \$100 settlement contribution to resolve this Docket.

8. The fine of \$500 imposed by Order No. PSC-00-1785-PAA-TC, or possible cancellation of CTX's Pay Telephone Certificate, could cause substantial economic hardship to CTX. Since CTX's payphone business has not yet gotten off the ground, CTX believes that a \$500 fine is too severe under the circumstances.

9. In summary, CTX respectfully requests that instead of requiring the payment of the \$500 fine or cancellation of its certificate, the Commission accept CTX's offer to pay a \$100 settlement contribution and its proposal to pay future Regulatory Assessment Fees by January 30 of each year now that CTX fully understands and is aware of this rule requirement.

Respectfully submitted,



Mr. Abdur Khan, President  
Cybertex Computer Inc. d/b/a  
CTX Payphone Company

PAID 10/19/00

CK# 3100 = 167.00

Fee — 67.00

Fine — 100.00