

A Professional Association

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September 30, 2002



## **BY HAND DELIVERY**

Ms. Blanca Bayó, Director The Commission Clerk and Administrative Services Room 110, Easley Building Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

Re: Docket Nos. 010409-TP and 010564-TX

Dear Ms. Bayó:

Enclosed on behalf of Talk America, Inc. is the first settlement payment in the amount of \$6,667.00. This check is being tendered pursuant to the acceptance of the offer of settlement that was approved by Commission Proposed Agency Action Order No. PSC-02-1148-PAA-TP, issued on August 22, 2002 ("PAA Order"), and which became final by Commission Order No. PSC-02-1271-CO-TP, issued on September 18, 2002.

In processing this check, please note that the amount being tendered by this check is different than the amount specified in the PAA Order. The PAA Order states at page 6:

ORDERED that Talk America, Inc. shall make a voluntary payment of \$240,000 to the State of Florida General Revenue Fund and the payments shall be made in 36 equal monthly intervals in the amount of \$6,667.67 each.

AUS CAF	However, \$240	,000 divided by 36 would constit	tute 36 monthly payments of \$6,666.67 (	rounding
СМР	and a state of the	first 35 payments to a full penny),	, with a final payment of \$6,666.55.	
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SEC		//	Initials of person who forwarded checks	
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DOWNTOWN OFFICE, 215 South Monroe Street, Suite 701 - Talkarsee, Fl 32301 • Phone (850) 222-0720 • Fax (850) 224-4359 NORTHEAST OFFICE, 3116 Capital Circle, NE, Suite 5 • Tallahassee, Fl 32308 • Phone (850) 668-5246 • Fax (850) 668-5613 Ms. Blanca Bayó, Director September 30, 2002 Page 2

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In view of the discrepancy between mathematical result of \$6,666.67 and the language in the order specifying \$6667.67 as the monthly amount, Talk America is tendering the enclosed check. Talk America requests that undersigned counsel be advised as to how the company should proceed with the subsequent payments. Talk America suggests that one alternative is for the company to make a total of 35 payments at \$6,667.00 each with a final payment of \$6,655.

Thank you for your assistance in this matter.

Sincerely yours, Floye K. Self

FRS/amb Enclosures cc: Francie McComb, Esq. Patricia Christensen, Esq. Mr. Dale Buys