

FLORIDA PUBLIC SERVICE COMMISSION

Item 5

VOTE SHEET

FILED 3/1/2018
DOCUMENT NO. 01997-2018
FPSC - COMMISSION CLERK

March 1, 2018

Docket No. 20170217-TX – Bankruptcy cancellation by Florida Public Commission of CLEC Certificate No. 8604, issued to Pac-West Telecomm, Inc., effective March 19, 2013.

Issue 1: Should the Commission cancel Pac-West Telecomm, Inc.’s, CLEC certificate, service schedule (if any), and change the company’s status to “cancelled” in the Master Commission Directory on its own motion effective the date the company’s Chapter 11 Bankruptcy case was terminated; direct the Division of Administrative and Information Technology Services (AIT) to write off any statutory late payment charges, or penalty and interest instead of requesting collection services; and require the company to immediately cease and desist providing telecommunications services in Florida?

Recommendation: Yes, the Pac-West’s CLEC certificate should be cancelled on the Commission’s own motion due to the company’s lack of payment of regulatory fees. AIT should write off any unpaid statutory late payment charges, or penalty and interest instead of requesting collection service.

APPROVED

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in blue ink on five lines]

REMARKS/DISSENTING COMMENTS: *Oral Modification, assigned DN 01837-2018, is attached.*

Vote Sheet

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Item 5

Docket No. 20170217-TX – Bankruptcy cancellation by Florida Public Commission of CLEC Certificate No. 8604, issued to Pac-West Telecomm, Inc., effective March 19, 2013.

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Issue 2: Should this docket be closed?

Recommendation: If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

APPROVED

Nickalus Holmes

From: Kathy Shoaf
Sent: Monday, February 26, 2018 8:09 AM
To: Lee Eng Tan; Stephanie Cuello; Greg Shafer; Bill McNulty; Judy Harlow; Toni McCoy; Tom Ballinger; Andrew Maurey; Cindy Muir; Apryl Lynn; Braulio Baez; Carlotta Stauffer; Cayce Hinton; CLK - Agenda Staff; Commissioners & Staffs; Jacqueline Moore; Kate Hamrick; Kathy Shoaf; Keith Hetrick; Mark Futrell; Mary Anne Helton
Subject: APPROVED: Request for Oral Modification, Item 5, Docket 20170217-TX, Attachment A of the March 1, 2018 Commission Conference Agenda

Please see below the APPROVED request for Oral Modification to Attachment A of the recommendation filed in Docket 20170217-TX, Item 5 on the March 1, 2018 Commission Conference Agenda.

Thank you.

Kathy Shoaf
Executive Assistant to
Braulio Baez, Executive Director
Florida Public Service Commission
Telephone: (850)413-6053
kshoaf@psc.state.fl.us

From: Braulio Baez
Sent: Friday, February 23, 2018 7:03 PM
To: Mark Futrell
Cc: Kathy Shoaf; Kate Hamrick; Cayce Hinton
Subject: Re: Request for Oral Modification, Docket 20170217-TX

Approved, thank you.

Sent from my T-Mobile 4G LTE Device

----- Original message -----


From: Mark Futrell <MFutrell@PSC.STATE.FL.US>
Date: 2/23/18 2:28 PM (GMT-05:00)
To: Braulio Baez <BBaez@PSC.STATE.FL.US>
Cc: Kathy Shoaf <kshoaf@psc.state.fl.us>, Kate Hamrick <KHamrick@psc.state.fl.us>, Cayce Hinton <CHINTON@PSC.STATE.FL.US>
Subject: FW: Request for Oral Modification, Docket 20170217-TX

From: Eric Wooten
Sent: Friday, February 23, 2018 2:10 PM
To: Mark Futrell
Cc: Cayce Hinton; Kate Hamrick
Subject: Request for Oral Modification, Docket 20170217-TX

I am requesting permission to make the following oral modification to Attachment A of the recommendation filed in Docket 20170217-TX, Item 5 on the March 1, 2018 Commission Conference Agenda.

As reflected in the attached document, on Page 6, Attachment A, the end of the sixth sentence of the third paragraph should be changed as follows:

Pac-West has not paid regulatory fees and penalties and interest in years 2013, 2014, 2015, ~~and~~2016, and 2017.

<p>Eric Wooten Public Utility Analyst</p> <p>Florida Public Service Commission Office of Industry Development & Market Analysis</p> <p>2540 Shumard Oak Boulevard Tel : (850) 413-6546 Tallahassee, FL 32399-0850 Fax: (850) 413-6547 E-mail: eric.wooten@psc.state.fl.us</p>	
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