

FLORIDA PUBLIC SERVICE COMMISSION

Item 15

VOTE SHEET

June 9, 2020

FILED 6/10/2020
DOCUMENT NO. 03017-2020
FPSC - COMMISSION CLERK

Docket No. 20200141-TA – Compliance investigation of AAV Certificate No. 7790, issued to A.SUR Net, Inc., for apparent fourth-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

Issue 1: Should the Commission impose a penalty and a cost of collection, together totaling \$4,000, or cancel the A.SUR Net, Inc. tariff and remove A.SUR Net, Inc., TA057, from the register for an apparent fourth violation of Section 364.336, F.S., and Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies?

Recommendation: A.SUR Net, Inc. should pay a penalty and the cost of collection, together totaling \$4,000, as well as remit any unpaid Regulatory Assessment Fees, along with accrued statutory late payment charges, or have its AAV tariff cancelled and its name removed from the register.


APPROVED


COMMISSIONERS ASSIGNED: All Commissioners

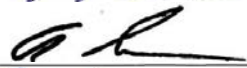
COMMISSIONERS' SIGNATURES


MAJORITY

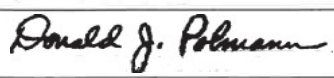
DISSENTING











REMARKS/DISSENTING COMMENTS:

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Issue 2: Should this docket be closed?

Recommendation: Staff recommends that the Order issued from this recommendation will become final and effective upon issuance of a Consummating Order, unless a person whose substantial interests are affected by the Commission's decision files a protest that identifies with specificity the issues in dispute, in the form provided by Rule 28-106.201, F.A.C., within 21 days of the issuance of the Proposed Agency Action Order. As provided by Section 120.80(13)(b), F.S., any issues not in dispute should be deemed stipulated. If the Company fails to timely file a protest and to request a Section 120.57, F.S., hearing, the facts should be deemed admitted and the right to a hearing waived. If the Company fails to pay the penalty and cost of collection, and Regulatory Assessment Fee, including statutory late payment charges, in full, prior to the expiration of the Proposed Agency Action Order, then the Company's AAV tariff should be cancelled administratively and its name removed from the register, and the collection of the past due Regulatory Assessment Fee, including any accrued statutory late payment charges, should be referred to the Florida Department of Financial Services for further collection efforts. If the Company's AAV tariff is cancelled and its name removed from the register in accordance with the Commission's Order from this recommendation, the Company should be required to immediately cease and desist providing alternative access telecommunications service in Florida. This docket should be closed administratively either upon receipt of the payment of the penalty and cost of collection, and Regulatory Assessment Fee, including accrued statutory late payment charges, or upon cancellation of the Company's AAV tariff and removal of its name from the register.

APPROVED