

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida  
Public Service Commission of Pay  
Telephone Certificate No. 2358  
issued to Telaleasing  
Enterprises, Inc. for violation  
of Rule 25-4.0161, F.A.C.,  
Regulatory Assessment Fees;  
Telecommunications Companies.

DOCKET NO. 000897-TC  
ORDER NO. PSC-00-2110-AS-TC  
ISSUED: November 7, 2000

The following Commissioners participated in the disposition of  
this matter:

J. TERRY DEASON, Chairman  
E. LEON JACOBS, JR.  
LILA A. JABER  
BRAULIO L. BAEZ

ORDER APPROVING SETTLEMENT

BY THE COMMISSION:

Telaleasing Enterprises, Inc. (Telaleasing) currently holds  
Certificate of Public Convenience and Necessity No. 2358, issued by  
the Commission on September 12, 1989, authorizing the provision of  
Pay Telephone service. The Division of Administration advised our  
staff by memorandum that Telaleasing had not paid the 1999  
Regulatory Assessment Fees (RAFs). Also, accrued statutory  
penalties and interest charges for late RAFs payments for the year  
1999 had not been paid. RAFs are required by Section 364.336,  
Florida Statutes, and Rule 25-4.0161, Florida Administrative Code.

All entities that apply for certification receive a copy of  
our rules governing Pay Telephone service. All applicants must  
attest that these rules have been received and understood by the  
applicant and an affidavit must be attached to the application in  
order for the application to be processed.

DOCUMENT NUMBER-DATE

14359 NOV-78

FPSC-RECORDS/REPORTING

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Pursuant to Section 364.336, Florida Statutes, certificate holders must pay a minimum annual RAF of \$50 if the certificate was active during any portion of the calendar year. The RAFs form was mailed to Telaleasing for the period of January 1, 1999, through December 31, 1999. Pursuant to Rule 25-4.0161(2), Florida Administrative Code, the form and applicable fees are due to the Florida Public Service Commission by January 30 of the subsequent year. However, pursuant to Section 350.113(4), Florida Statutes, the Commission shall provide at least a 45 days notice of the date the payment is due prior to the due date. Telaleasing was scheduled to remit its RAFs by January 31, 2000.

After staff's recommendation was filed, but prior to the September 26, 2000 Agenda Conference, this Commission received Telaleasing's payment for the outstanding regulatory assessment fee, including statutory penalty and interest charges, and a letter from the company which offered a settlement in the amount of \$1000 and proposal to pay future RAFs on a timely basis. Included with the letter was a check for \$1000.

We believe that Telaleasing should be allowed to comply with Commission rules and that it would serve no purpose to fine Telaleasing. Accordingly, we hereby accept the terms of Telaleasing's settlement agreement. Telaleasing's contribution will be forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes, and this docket shall be closed.

Based on the foregoing, it is

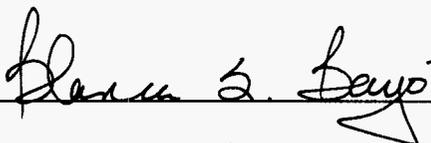
ORDERED by the Florida Public Service Commission that Telaleasing Enterprises, Inc.'s settlement proposal summarized in the body of this Order is hereby approved. It is further

ORDERED that this contribution will be transmitted to the Comptroller for deposit in the State of Florida General Revenue Fund. It is further

ORDERED that this Docket shall be closed.

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By ORDER of the Florida Public Service Commission this 7th day of November, 2000.



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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

MLD

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.