<u>Section 1 - Bureau of Recor</u>	<u>ds Complete</u>
Docket No. <u>041054-TC</u> Date	Docketed: <u>09/08/2004</u> Ti
Company: T & P Enterprises	s of Bay County, Inc

itle: Compliance investigation of T & P Enterprises of Bay County, Inc. d/b/a Laguna Beach Christian Retreat for apparent violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

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Section 1 - Bureau of Records Completes

mpliance investigation of T & P Enterprises of Bay County, c. d/b/a Laguna Beach Christian Retreat for apparent olation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

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Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved:

09/15/2004

Date:

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Section 1 - Bureau of	F Records Complete		
Docket No. <u>041054-TC</u>	Date Docketed: <u>09/08/2004</u>	Title:	Compliance investigation Inc. d/b/a Laguna Beach (violation of Rule 25-4.0)

Company: T & P Enterprises of Bay County, Inc

n of T & P Enterprises of Bay County, Christian Retreat for apparent D161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

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Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Marguerite Lockard

From: Sent: To: Subject:

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LaSandra Givens Tuesday, January 25, 2005 9:56 AM CCA - Orders / Notices Order / Notice Submitted

Date and Time:

1/25/2005 9:53:00 AM



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AMENDATORY ORDER VACATING ORDER

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DSC-05-0101-FOF-T



Marguerite Lockard

From: Sent:	Kay Flynn Tuesday, January 25, 2005 11:46 AM
То:	Beth Keating
Cc: Subject:	Dovie Rockette-Gray; Marguerite Lockard RE: Orders vacating

Ok. We'll delete it in the orders and go ahead and issue them today.

Thanks.

-----Original Message-----From: Beth Keating Sent: Tuesday, January 25, 2005 11:28 AM To: Kay Flynn Cc: Dovie Rockette-Gray Subject: RE: Orders vacating

Well, if no one has complained about us 'vacating' before now, just go with dropping the amendatory.

-----Original Message-----From: Kay Flynn Sent: Tuesday, January 25, 2005 11:27 AM To: Beth Keating; Dovie Rockette-Gray Subject: RE: Orders vacating

Beth, I checked back through orders done in the last 2-3 years, and found that we've issued orders vacating that come both from a vote and from trying to correct the situation these orders are correcting--but of course just because we've done it that way doesn't mean it's right, esp. with a strict reading of the APM.

If we are going to title them "amendatory", would we want to use "amend" or some variation of that word in the ordering paragraph?

Kay

-----Original Message-----From: Beth Keating Sent: Tuesday, January 25, 2005 10:47 AM To: Dovie Rockette-Gray; Kay Flynn Subject: RE: Orders vacating

Hi, Kay. That was me that stuck that in there. I guess I was looking at it from the perspective that usually, it is the Commission that "vacates" orders, while we are technically only authorized to issue amendatory orders. In my mind, this was a way to ensure that we complied with the APM...in other words, we are issuing an amendatory order that vacates the underlying consummating order, because it was erroneously issued due to scrivener's error. I guess I don't feel strongly about this point, I just didn't want to give any appearance that we were exceeding our delegated authority, not that I think we are. If you prefer to remove Amendatory, I'll be o.k. with it.

-----Original Message-----From: Dovie Rockette-Gray Sent: Tuesday, January 25, 2005 10:30 AM To: Beth Keating Subject: RE: Orders vacating

Hi Beth, Beth, What's you think? Thanx, dovie -----Original Message-----From: Kay Flynn Sent: Tuesday, January 25, 2005 10:22 AM To: Dovie Rockette-Gray Cc: LaSandra Givens; Marguerite Lockard Subject: Orders vacating

Dovie, on these orders vacating, the title of each includes "amendatory" but I'm thinking that word wouldn't be appropriate here, since the order doesn't amend, it vacates. Do you agree? May we delete the word "amendatory" in the order titles?

Kay

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