

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reports (RAR) Completes

Docket No. 010409-TP Date Docketed: 04/06/2001 Title: Petition by Citizens of State of Florida to investigate TALK.com Holding Company d/b/a Network Services d/b/a The Phone Company (holder of IXC Certificate No. 2985 and ALEC Certificate No. 4692) for willful violation of Rule 25-4.118, F.A.C.

Company: Talk.com Holding Corp. d/b/a Network Services d/b/
Talk.com Holding Corp. d/b/a Network Services d/b/

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADM AFA APP CAF (CMP) CMU EAG ECR GCL LEG PAI RAR RGO SER WAW
 ("()" indicates OPR) _____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B10

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level**

	<u>Staff Assignments</u>					
<u>OPR Staff</u>	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
<u>Staff Counsel</u>	_____	_____	_____	_____	_____	_____
<u>OCRs</u> ()	_____	_____	_____	_____	_____	_____
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	<u>Due Dates</u>	
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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: _____

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	

DOCUMENT NO.
12898-05

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: _____
 Date: ____ / ____ / ____

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 010409-TP Date Docketed: 04/06/2001 Title: Petition by Citizens of State of Florida for investigation of Talk.com Holding Corp. d/b/a Network Services d/b/a The Phone Company and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C.

Company: Talk.com Holding Corp. d/b/a Network Services d/b/a The Other Phone Company, Inc. d/b/a Access One Com

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: ADM AFA APP CAF (CMP) CMU EAG ECR GCL LEG PAI RAR RGO SER WAW
 ("(") indicates OPR) _____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule

Program/Module B10

<u>Staff Assignments</u>	
<u>OPR Staff</u>	D Buys, K Craig
<u>Staff Counsel</u>	P Christensen
<u>OCRs ()</u>	
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WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

0

	<u>Due Dates</u>	
	Previous	Current
1. Staff Recommendation	NONE	07/12/2001
2. Agenda	NONE	07/24/2001
3. Standard Order	NONE	08/14/2001
4. Close Docket or Revise CASR	NONE	01/04/2002
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Recommended assignments for hearing and/or deciding this case:
 Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 04/23/2001

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
X							

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: Y. J. Smith
 Date: 04/23/2001

c

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Offices Completes

Docket No. 010409-TP Date Docketed: 04/05/2001 Title: Petition by Citizens of State of Florida for investigation of Talk.com Holding Corp. d/b/a Network Services d/b/a The Phone Company and its affiliate, The Other Phone Company, Inc. d/b/a Access One Com Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: APP CAF CCA (CMP) ECR GCL LEG PAI RGO SER
 ("(") indicates OPR) _____ X _____ X _____

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program/Module B10

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

Staff Assignments
OPR Staff D Buys, K Craig

Staff Counsel P Christensen

OCRs ()

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Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CCA: 07/10/2001

Initials: OPR _____
 Staff Counsel _____

	Due Dates	
	Previous	Current
0		
1. Staff Recommendation	NONE	09/06/2001
2. Agenda	NONE	09/18/2001
3. Standard Order	NONE	10/08/2001
4. Close Docket or Revise CASR	NONE	01/04/2002
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
X							

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature]
 Date: Pending 7/26/01

C

Case Scheduling/Rescheduling Advice

Last Revised 04/10/2002 at 14:34

Page 1 of 1

Printed on 04/17/2002 at 09:00

To:

<input type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Baez <input checked="" type="checkbox"/> Commissioner Palecki <input checked="" type="checkbox"/> Commissioner Bradley <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/EXA <input checked="" type="checkbox"/> General Counsel Director <input type="checkbox"/> Auditing & Safety Director <input checked="" type="checkbox"/> Comm. Clerk & ADM Services <input checked="" type="checkbox"/> Competitive Markets/Enforcement <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Economic Regulation Director <input type="checkbox"/> External Affairs Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Patricia Christensen <input type="checkbox"/>
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From: Office of Chairman Lila Jaber

Docket Number: 010409-TP

Docket Title: Petition by Citizens of State of Florida for investigation of Talk America Inc. and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		09/04/2002	Tallahassee, Room 148	9:30 AM - 12:00 PM
Service Hearing		09/18/2002	Tallahassee, Room 148	9:30 AM - 5:00 PM
Service Hearing		09/19/2002	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Current Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
			X	X	X		

Prehearing Officer

Commissioners					
JB	DS	BZ	PL	BD	ADM

Commissioners					
JB	DS	BZ	PL	BD	ADM
				X	

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

(Related dockets: 010564).

Case Scheduling/Rescheduling Advice

Last Revised 04/10/2002 at 14:55

Page 1 of 1

Printed on 04/17/2002 at 09:00

To:

<input type="checkbox"/> Commissioner Deason	<input checked="" type="checkbox"/> Deputy Executive Director/EXA	<input type="checkbox"/> Economic Regulation Director
<input checked="" type="checkbox"/> Commissioner Baez	<input checked="" type="checkbox"/> General Counsel Director	<input type="checkbox"/> External Affairs Director
<input checked="" type="checkbox"/> Commissioner Palecki	<input type="checkbox"/> Auditing & Safety Director	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Bradley	<input checked="" type="checkbox"/> Comm. Clerk & ADM Services	<input checked="" type="checkbox"/> Staff Contact - Patricia Christensen
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Competitive Markets/Enforcement	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/>

From: Office of Chairman Lila Jaber

Docket Number: 010409-TP

Docket Title: Petition by Citizens of State of Florida for investigation of Talk America Inc. and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Hearing		09/18/2002	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing		09/19/2002	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
			X	X	X		

Prehearing Officer

Commissioners						
JB	DS	BZ	PL	BD	ADM	

Commissioners						
JB	DS	BZ	PL	BD	ADM	
				X		

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

(Related dockets: 010564).

Case Scheduling/Rescheduling Advice

Last Revised 07/10/2002 at 12:40

Page 1 of 1

Printed on 07/16/2002 at 11:57

To:

<input type="checkbox"/> Commissioner Deason	<input checked="" type="checkbox"/> Deputy Executive Director/EXA	<input type="checkbox"/> Economic Regulation Director
<input checked="" type="checkbox"/> Commissioner Baez	<input checked="" type="checkbox"/> General Counsel Director	<input type="checkbox"/> External Affairs Director
<input checked="" type="checkbox"/> Commissioner Palecki	<input type="checkbox"/> Auditing & Safety Director	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Bradley	<input checked="" type="checkbox"/> Comm. Clerk & ADM Services	<input checked="" type="checkbox"/> Staff Contact - Patricia Christensen
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Competitive Markets/Enforcement	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/>

From: Office of Chairman Lila Jaber

Docket Number: 010409-TP

Docket Title: Petition by Citizens of State of Florida for investigation of Talk America Inc. and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	09/04/2002	Cancelled	Tallahassee, Room 148	9:30 AM - 12:00 PM
Hearing	09/18/2002	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	09/19/2002	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Current Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
			X	X	X		

Prehearing Officer

Commissioners					
JB	DS	BZ	PL	BD	ADM

Commissioners					
JB	DS	BZ	PL	BD	ADM
				X	

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

(Related dockets: 010564).

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

April 9, 2001

Charles J. Beck, Deputy Public Counsel
Office of the Public Counsel
c/o The Florida Legislature
111 West Madison Street, Room 812
Tallahassee, Florida 32399-1400

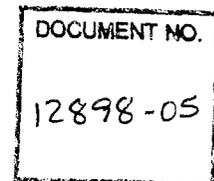
Re: Docket No. 010409-TP

Dear Mr. Beck:

This will acknowledge receipt of a petition by Citizens of the State of Florida to investigate TALK.com Holding Company d/b/a Network Services d/b/a The Phone Company (holder of IXC Certificate No. 2985 and ALEC Certificate No. 4692) for willful violation of Rule 25-4.118, F.A.C. which was filed in this office on April 6, 2001 and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Division of Records and Reporting
Florida Public Service Commission



RAR Official Filing:

6/21/01***11:52 AM*****Matilda Sanders*****1**

Matilda Sanders

1361-PCD-TX

From: Dorothy Menasco
Sent: Thursday, June 21, 2001 11:52 AM
To: RAR - Orders-Notices; Della Fordham
Subject: Order / Notice Submitted

Date and Time: 6/21/01 11:33:00 AM
Filename / Path: 010564mc.mah
Order Type: Signed / Hand Deliver

4

RECEIVED AND
REPORTING

01 JUN 21 PM 1:39

RECEIVED-PPSC

Docket Nos. 010564-TX & 010409-TP

Order Granting Motion to Consolidate Docket Nos. 010409-TP and 010564-TX has been transferred to GCOrders for issuance

4 Pages in Order

No Attachments

Sf
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DOCUMENT NO.
12898-05

Hong Wang

From: Kay Flynn
Sent: Friday, June 22, 2001 11:47 AM
To: Hong Wang; Linda Williams
Subject: Dockets 010409-TP and 010564-TX - consolidation

Based on Order PSC-01-1361-PCO-TP, issued 6/21/01, which consolidated Dockets 010564-TX and 010409-TP, filings should be placed only in 010409-TP.

This e-mail should be used as the last filing in Docket 010564-TX, and from today forward filings should be placed only in Docket 010409-TP, both on CMS and in the docket file.

Let me know if questions.

Kay

CCA Official Filing:

10/22/01***** 3:13 PM*****Linda Williams*****1

Linda Williams

2107 - SC
25

RECEIVED-FPSC
010/22 PM 3:33
COMMISSION
CLERK

From: Dorothy Menasco
Sent: Monday, October 22, 2001 3:13 PM
To: CCA - Orders / Notices; Della Fordham; Janet Brunson
Subject: Order / Notice Submitted

Date and Time: 10/22/01 3:11:00 PM
Docket Number: 010409-TP & 010564-TX
Filename / Path: 010409or.mah

Order to Show Cause has been transferred to GCOrders for issuance. There are about 8 pages of attachments which are not on the computer, so hard copy of attachments will be hand-delivered on Legal's 3:30 mail run.

atty: Mary Anne Helton
pages: 25

attach's not online

2 Certified,

Access One Communications
New Hope P.A.

Talk America, Inc.
12001 Science Dr,
Orlando.

CCA Official Filing:

11/26/01***10:29 AM*****Matilda Sanders*****1**

Matilda Sanders

2314-PCD

From: Mary Diskerud
Sent: Monday, November 26, 2001 10:29 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

4

Date and Time: 11/26/01 10:28:00 AM
Docket Number: 010409-tp
Filename / Path: pr010409.rcb

RECEIVED-TPSC
01 NOV 26 AM 10:39
COMMISSION
CLERK

copied to gcorders and will deliver hard copy

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CCA Official Filing:

12/7/01*** 3:54 PM*****Linda Williams*****1**

Linda Williams

2374 - PCO

From: Wanda Terrell
Sent: Friday, December 07, 2001 3:44 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

7

Date and Time: 12/7/01 3:39:00 PM
Docket Number: 010409-TP
Filename / Path: i:\010409tp.wlt
Order Type: Signed / Hand Deliver

RECEIVED FPSC
01 DEC - 7 PM 3:56
COMMISSION
CLERK

ORDER GRANTING CITIZENS OF FLORIDA'S REQUEST FOR IN-CAMERA INSPECTION OF DOCUMENTS, has been signed by Comm. Jaber and is ready to be issued.

No. of pages: 7
Order has been copied to GCORDERS Library and will be hand-delivered.

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CCA Official Filing:

1/16/02*****11:04 AM*****Matilda Sanders*****1

Matilda Sanders

02 - 0095 - PCO

From: Mary Diskerud
Sent: Wednesday, January 16, 2002 11:04 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

24

Date and Time: 1/16/02 11:04:00 AM
Docket Number: 010409-TP and 010564-TX
Filename / Path: talkameriorder.smc

attaché not online.

RECEIVED-FPSC
02 JAN 16 AM 11:38
COMMISSION
CLERK

copied to gcorders. will bring attachments down shortly.

5 copies made.
mailed from RAD.

CCA Official Filing:

1/29/02***3:34 PM*****Matilda Sanders*****1**

Matilda Sanders

02-0131-PCO

From: Mary Diskerud
Sent: Tuesday, January 29, 2002 3:34 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

4

Date and Time: 1/29/02 3:31:00 PM
Docket Number: 010409-TP
Filename / Path: INCAMINSP.RCB
Order Type: Signed / Hand Deliver

copied to gcorders and carried to CCA

RECEIVED
COMMISSION
CLERK

JAN 29 PM 3:39

RECEIVED FPSC

4/1

CCA Official Filing:

2/14/02*****9:11 AM*****Matilda Sanders*****1

Matilda Sanders

*Place in correspondence side
of docket & mas*

From: Wanda Terrell
Sent: Thursday, February 14, 2002 8:55 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 2/14/02 8:51:00 AM
Docket Number: [REDACTED]
Filename / Path: I:\dyordo10409.rcb

ORDER DENYING REQUEST FOR TEMPORARY PROTECTIVE ORDER signed by Chairman Jaber.

PLEASE HOLD -- DON'T ISSUE ORDER, PER RICHARD BELLAK. TALK AMERICA HAS WITHDRAWN REQUEST.
PLEASE CALL HIM IF YOU HAVE ANY QUESTIONS.

CCA Official Filing:

2/13/02***2:43 PM*****Matilda Sanders*****1**

Matilda Sanders

02 - . PCO .

3

COMMISSION
CLERK

RECEIVED - FPSC
02 FEB 13 PM 3:26

From: Wanda Terrell
Sent: Wednesday, February 13, 2002 2:43 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 2/13/02 2:32:00 PM
Docket Number: 010409-TP
Filename / Path: I:\dyord010409.RCB
Notice Type: Memo for Issuance
Order Type: Signed / Hand Deliver

ORDER DENYING REQUEST FOR TEMPORARY PROTECTIVE ORDER has been signed by Chairman Jaber and is ready to be issued.

Order has been copied to GCOrders Library and will be hand-delivered.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Citizens of State of Florida for investigation of Talk America Inc. and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C.

DOCKET NO. 010409-TP
ORDER NO. PSC-02-0198-PCO-TP
ISSUED: February 14, 2002

ORDER DENYING REQUEST FOR TEMPORARY PROTECTIVE ORDER

The Commission opened this docket to investigate whether Talk America, Inc., f/k/a Talk.com Holding Corp. d/b/a Network Services d/b/a The Phone Company and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications (Talk America collectively) had willfully violated Rule 25-4.118, F.A.C.

On February 5, 2002, Talk America filed a Request for Temporary Protective Order covering documents that were requested in the Citizens' First Set of Requests for Production of Documents.

As Talk America itself notes, on July 23, 2001, Talk America filed a Request for Temporary Protective Order covering the same documents which are the subject of the instant Request. That previous Request was granted in Order No. PSC-01-2314-PCO-TP, issued November 26, 2001.

Since nothing has occurred in this docket that alters the Temporary Protective Order that was granted covering, inter alia, the same documents on November 26, 2001, the instant Request for relief which has already been granted, and is still effective, is moot.

In light of the above, it is hereby

ORDERED by Chairman Lila A. Jaber, as Prehearing Officer, that the Request for Protective Order of Talk America dated February 5, 2002 is denied.

~~DOCUMENT NUMBER-DATE
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FPSC-COMMISSION CLERK~~

ORDER NO. PSC-02-0198-PCO-TP
DOCKET NO. 010409-TP
PAGE 2

By ORDER of Chairman Lila A. Jaber, as Prehearing Officer,
this 14th day of February, 2002.


LILA A. JABER
Chairman and Prehearing Officer

(S E A L)

RCB

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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 or wastewater utility. A motion for

ORDER NO. PSC-02-0198-PCO-TP

DOCKET NO. 010409-TP

PAGE 3

reconsideration shall be filed with the Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

CCA Official Filing:

4/8/02*****2:51 PM*****Matilda Sanders*****1

Matilda Sanders

From: Andrea Cowart
Sent: Monday, April 08, 2002 2:18 PM
To: CCA - Orders / Notices
Subject: MEMORANDUM

010409, 010564 - 010409informalmtg.pac

Memo to be issued

**Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile**

*forward - 4/1
wanted - 1/1*

CCA Official Filing:

4/12/02***11:44 AM*****Matilda Sanders*****1**

Matilda Sanders

From: Andrea Cowart
Sent: Friday, April 12, 2002 11:45 AM
To: CCA - Orders / Notices
Subject: Memorandum

010409, 010564 - 010409infmeetnoticeam.pac

Memorandum to be issued

**Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile**

4/10

CCA Official Filing:

4/16/02*****2:35 PM*****Matilda Sanders*****1

Matilda Sanders

From: Andrea Cowart
Sent: Tuesday, April 16, 2002 2:35 PM
To: CCA - Orders / Notices
Subject: Memorandum

010409, 010564 - 010409secondamendnotice.pac

Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile

RECEIVED PSC
02 APR 17 AM 10:52
COMMISSION
CLERK

4/1

CCA Official Filing:

4/18/02*****11:45 AM*****Matilda Sanders*****1

Matilda Sanders

From: Andrea Cowart
Sent: Thursday, April 18, 2002 11:04 AM
To: CCA - Orders / Notices
Subject: MEMORANDUM

010409, 010564 - 010409thirdamdnotic.pac

Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile

4/10

CCA Official Filing:

4/23/02*****3:28 PM*****Matilda Sanders*****1

Matilda Sanders

From: Andrea Cowart
Sent: Tuesday, April 23, 2002 3:28 PM
To: CCA - Orders / Notices
Cc: Karen Dockham
Subject: MEMORANDUM

010409, 010564 - 010409fourthmeetnotice.pac

Memorandum to be issued today.

p.s. Kay,

Karen worked on my e-mail yesterday it was working when she left but it's not now.

Karen, FYI :-)

**Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile**

310

CCA Official Filing:

5/3/02***10:00 AM*****Matilda Sanders*****1**

Matilda Sanders

From: Andrea Cowart
Sent: Friday, May 03, 2002 10:01 AM
To: CCA - Orders / Notices
Subject: Memorandum

010409, 010564 - 0104092ndinformalmeet.pac

Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile

pared 3/10

Hong Wang

From: Kay Flynn
Sent: Tuesday, May 14, 2002 4:29 PM
To: Hong Wang
Subject: subpoena

FYI, I just had a call from Beth Keating and Patty Christensen, to give me a heads up that they will be asking us to prepare a subpoena on Wednesday. Patty will e-mail details once she knows, but they do know they want this as a subpoena duces tecum without deposition. It will reference Dockets 010409-TX and 010564-TX.

Kay

Hong Wang

From: Kay Flynn
Sent: Wednesday, May 15, 2002 1:33 PM
To: Patty Christensen
Cc: Hong Wang
Subject: FW: Talk America Subpoena list

010409, 010564

Talkquestions.wpd

3 should not be a problem. We'll call you just as soon as it's ready.

-----Original Message-----

From: Patty Christensen
Sent: Wednesday, May 15, 2002 12:54 PM
To: Kay Flynn
Cc: Beth Keating; Dale Buys
Subject: FW: Talk America Subpoena list

Please issue a subpoena duces tecum without deposition for the following address:

Talk America, Palm Harbor Office
2704 Alternate North
Palm Harbor, Florida 34683

Also attached is a list of the specific items requested. If possible I would like to pick it up before 3:00 p.m. Please let me know if there are any problems.

-----Original Message-----

From: Dale Buys
Sent: Wednesday, May 15, 2002 11:39 AM
To: Patty Christensen
Cc: Beth Keating
Subject: Talk America Subpoena list

Attached is my list for subpoena items.

Also - remember we need to send Doc Horten a fax of our notice to inspect Talk America. Will I need the original when I arrive, or will a copy suffice?

TALK AMERICA INVESTIGATIVE VISIT

POTENTIAL SUBPOENA REQUESTS

1. A current organizational chart for Talk America, including job titles and job descriptions and length of employment.
2. All Florida customer account records in the OPTIS database, or a replacement for or similar to the OPTIS database, that contains market code 51 or 52.
3. All Florida customer account records in ACUS, or a replacement for or similar to ACUS, that include TCSI code O1SA, and all billing records and information pertaining to those customer accounts for the calendar years 1999, 2000, and 2001.
4. All Florida customer account records in the ACUS system, or a replacement for or similar to the ACUS system, and all billing records and information pertaining to those customer accounts for the calendar year 2002.
5. All Florida customer account records in the One Bill System, or a replacement for or similar to the One Bill System, and all billing records and information pertaining to those customer accounts for the calendar year 2002.
6. All Florida customer settlement credit tracker account records in webview, or a replacement for or similar to the webview settlement account tracker, using user name KHagg and CSTPF number 195, for the period December 1, 2001, through May 16, 2002.
7. All Florida customer settlement credit tracker account records in webview, or a replacement for or similar to the settlement account tracker in webview, for the period December 1, 2001, through May 16, 2002.
8. All e-mail to Kathy Hagg regarding Florida consumer complaints.
9. A list of all former employees since January 1, 2000, through May 16, 2002.
10. A list of all Florida consumers, including name, address, and telephone number, who sent a complaint to Talk America during the calendar year 2002.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: Docket 010409-TP)
Petition by Citizens of State of Florida for investigation)
of Talk America Inc. and its affiliate, The Other Phone)
Company, Inc. d/b/a Access One Communications, for)
willful violation of Rule 25-4.118, F.A.C.)
)
and)
Docket 010564-TX)
Investigation of possible violation of Commission)
Rules 25-4.118 and 25-24.110, F.A.C., or Chapter)
364, F.S., by The Other Phone Company, Inc. d/b/a)
Access One Communications, holder of ALEC)
Certificate No. 4099, and Talk America Inc., holder)
of ALEC Certificate No. 4692.)
)
_____)

Subpoena Duces Tecum
Without Deposition

RECEIVED FPSC
MAY 20 PM 3:26
COMMISSION
CLERK

THE STATE OF FLORIDA

TO: Talk America, Palm Harbor Office, 2704 Alternate North, Palm Harbor, Florida 34683

YOU ARE COMMANDED to appear at Talk America, Palm Harbor Office, 2704 Alternate North, Palm Harbor, Florida 34683, on or before May 16, 2002, or at such other time and place as may be mutually agreed upon by counsel, and to have with you at that time and place the following:

1. A current organizational chart for Talk America, including job titles and job descriptions and length of employment;
2. All Florida customer account records in the OPTIS database, or a replacement for or similar to the OPTIS database, that contains market code 51 or 52;
3. All Florida customer account records in ACUS, or a replacement for or similar to ACUS, that include TCSI code O1SA, and all billing records and information pertaining to those customer accounts for the calendar years 1999, 2000, and 2001;
4. All Florida customer account records in the ACUS system, or a replacement for or similar to the ACUS system, and all billing records and information pertaining to those customer accounts for the calendar year 2002;
5. All Florida customer account records in the One Bill System, or a replacement for or similar to the One Bill System, and all billing records and information pertaining to those customer accounts for the calendar year 2002;
6. All Florida customer settlement credit tracker account records in webview, or a replacement for or similar to the webview settlement account tracker, using user name KHagg and CSTPF number 195, for the period December 1, 2001, through May 16, 2002;
7. All Florida customer settlement credit tracker account records in webview, or a replacement for or similar to the settlement account tracker in webview, for the period December 1, 2001, through May 16, 2002;
8. All e-mail to Kathy Hagg regarding Florida consumer complaints;
9. A list of all former employees since January 1, 2000, through May 16, 2002; and

Subpoena Duces Tecum Without Deposition

Docket Nos: 010409-TP and 010564-TX

Page 2

10. A list of all Florida consumers, including name, address, and telephone number, who sent a complaint to Talk America during the calendar year 2002.

These items will be inspected and may be copied at that time. You will not be required to surrender the original items. You may comply with this subpoena by providing legible copies of the items to be produced to the attorney whose name appears on this subpoena on or before the scheduled date of production. You may mail or deliver the copies to the attorney whose name appears on this subpoena and thereby eliminate your appearance at the time and place specified above. You have the right to object to the production pursuant to this subpoena at any time before production by giving written notice to the attorney whose name appears on this subpoena. THIS WILL NOT BE A DEPOSITION. NO TESTIMONY WILL BE TAKEN.

If you fail to (1) appear as specified, or (2) furnish the records instead of appearing as provided above, or (3) object to this subpoena, you may be in contempt of court. You are subpoenaed by the following attorney, and unless excused from this subpoena by this attorney or the court you shall respond to this subpoena as directed.

DATED on May 15, 2002.

Blanca S. Bayó, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission

(SEAL)

By: Kay Flynn
Kay Flynn, Chief of Records and Hearing Services

Patty Christensen
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
Attorney for
Florida Public Service Commission

PSC/CCA016-C (Rev 10/01)

This subpoena was served by Dale R Bump ^{DRB}
to JEFFrey Earhart on May 16, 2002 at 10:05am

Talk America, Palm Harbor Office, 2704 Alternate 19 North,
Palm Harbor, Florida, 34683.

Hong Wang

From: Kay Flynn
Sent: Thursday, May 23, 2002 10:46 AM
To: Patty Christensen; Hong Wang
Cc: Dale Buys; Ray Kennedy; Rick Moses; Linda Dodson
Subject: RE: Docket No. 010409-TP Talk America

We'll make the change.

-----Original Message-----

From: Patty Christensen
Sent: Thursday, May 23, 2002 10:30 AM
To: Kay Flynn
Cc: Dale Buys; Ray Kennedy; Rick Moses; Linda Dodson
Subject: Docket No. 010409-TP Talk America

Can you please indicate on CMS that Floyd Self will be the lead attorney from Messer, Caparello & Self representing Talk America rather than Norman H. Horton. Thanks.

CCA Official Filing:

5/30/02*****1:59 PM*****Matilda Sanders*****1

Matilda Sanders

0733-PCO

13

From: Andrea Cowart
Sent: Thursday, May 30, 2002 2:01 PM
To: CCA - Orders / Notices
Subject: ORDER

Order Establishing Procedure

010409, 010564 - 010409oep.lhd

signed/hand-delivered

attach 1's online

RECEIVED
MAY 30 2002

1:31 pm
FPSC-COMMISSION CLERK
received memo after imax

Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile

AC

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

ACKNOWLEDGMENT

DATE: 6/11/02

TO: Messer / Mr Self
FROM: CCA / Ruth Nettles, Division of the Commission Clerk and
Administrative Services
RE: Acknowledgment of Receipt of Confidential Filing

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No. [REDACTED] 010564 or (if filed in an undocketed matter) concerning offer
settlement, and
filed on behalf of TALK America. The
document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

CCA Official Filing:

6/14/02*****3:29 PM*****Matilda Sanders*****1

Matilda Sanders

0824-PCD - TP

From: Mary Diskerud
Sent: Friday, June 14, 2002 3:17 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

3

Date and Time: 6/14/02 3:15:00 PM
Docket Number: 010409-TP & 010564-TX
Filename / Path: suspendhearing.rcb

RECEIVED - FPSC
02 JUN 14 PM 3:30
COMMISSION
CLERK

copied to gcorders and copy sent down

3 | 1

CCA Official Filing:

8/22/02*****10:11 AM*****Matilda Sanders*****1

Matilda Sanders

1148-PAA

From: Jackie Schindler
Sent: Thursday, August 22, 2002 10:12 AM
To: CCA - Orders / Notices; Patty Christensen
Subject: Order / Notice Submitted

8

Date and Time: 8/22/02 10:11:00 AM
Docket Number: 010409-TP
Filename / Path: 010409or.pac

A NOTICE OF PROPOSED AGENCY ACTION ORDER ACCEPTING SETTLEMENT has been moved to GC Orders for issuance today.

Thanks!

js

3/1

Matilda Sanders

From: Kay Flynn
Sent: Thursday, August 22, 2002 11:51 AM
To: Jackie Schindler
Cc: Matilda Sanders; Ruth Nettles
Subject: RE: Order / Notice Submitted

Will do. Thanks for taking care of it so quickly.

Matilda, can you please redo this order now.

Kay

-----Original Message-----

From: Jackie Schindler
Sent: Thursday, August 22, 2002 11:49 AM
To: Kay Flynn
Subject: RE: Order / Notice Submitted

kay - i made the corrections and have moved the order back to gc orders - file name 02-1148.ord...please let me know if there are any other corrections - thanks!

-----Original Message-----

From: Kay Flynn
Sent: Thursday, August 22, 2002 11:36 AM
To: Jackie Schindler
Cc: Matilda Sanders; Ruth Nettles
Subject: RE: Order / Notice Submitted

Yes, it's in GCORDERS now named as 02-1148.ord

Think you can correct and replace it pretty quickly?

-----Original Message-----

From: Jackie Schindler
Sent: Thursday, August 22, 2002 11:33 AM
To: Kay Flynn
Subject: RE: Order / Notice Submitted

is the order where i can get to it to fix it? patty said, yes, both dockets...we forgot...sorry!

-----Original Message-----

From: Kay Flynn
Sent: Thursday, August 22, 2002 11:30 AM
To: Jackie Schindler
Subject: RE: Order / Notice Submitted

thx

-----Original Message-----

From: Jackie Schindler
Sent: Thursday, August 22, 2002 11:30 AM
To: Kay Flynn
Subject: RE: Order / Notice Submitted

okey doke - thanks! i'll keep an eye on her phone line and run in there when she's

off...

-----Original Message-----

From: Kay Flynn
Sent: Thursday, August 22, 2002 11:29 AM
To: Jackie Schindler
Subject: RE: Order / Notice Submitted

Okay. We're holding it till we hear back. Thanks.

-----Original Message-----

From: Jackie Schindler
Sent: Thursday, August 22, 2002 11:29 AM
To: Kay Flynn
Subject: RE: Order / Notice Submitted

just checked - she's on the phone and in her office...looks like it should be in both dockets (just looked at the vote sheet)...

-----Original Message-----

From: Kay Flynn
Sent: Thursday, August 22, 2002 11:26 AM
To: Jackie Schindler
Subject: RE: Order / Notice Submitted

Is she here? I haven't heard back from her.

-----Original Message-----

From: Jackie Schindler
Sent: Thursday, August 22, 2002 11:25 AM
To: Kay Flynn
Subject: RE: Order / Notice Submitted

hmmmm....that's a patty question...

-----Original Message-----

From: Kay Flynn
Sent: Thursday, August 22, 2002 11:20 AM
To: Jackie Schindler; Patty Christensen
Subject: RE: Order / Notice Submitted

Is this order supposed to reference both of Talk America's docket numbers (010409 and 010562)?

Kay

-----Original Message-----

From: Jackie Schindler
Sent: Thursday, August 22, 2002 10:12 AM
To: CCA - Orders / Notices; Patty Christensen
Subject: Order / Notice Submitted

A NOTICE OF PROPOSED AGENCY ACTION ORDER ACCEPTING SETTLEMENT has been moved to GC Orders for issuance today.

Thanks!

js

CCA Official Filing:

9/16/02*****3:59 PM*****Matilda Sanders*****1

Matilda Sanders

1271 - CO

From: LaSandra Givens
Sent: Monday, September 16, 2002 3:58 PM
To: CCA - Orders / Notices; Patty Christensen; Jackie Schindler
Subject: Order / Notice Submitted

3

Date and Time: 9/16/02 3:57:00 PM

DOCKET NUMBER	FILE NAME
010409-T P , 010564-TX	010409co.pac

CONSUMMATING ORDER

3/1

CCA Official Filing:

10/16/02*****10:24 AM*****Matilda Sanders*****1

Matilda Sanders

PSC - 02 - 1148A - PAA - TP

From: Jackie Schindler
Sent: Wednesday, October 16, 2002 10:23 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

2

Date and Time: 10/16/02 10:22:00 AM
Docket Number: 010409-TP
Filename / Path: 010409amendor.pac

An Amendatory Order has been moved to GC Orders for issuance.

js

3/1

Kay Flynn

To: Dale Buys
Cc: Ray Kennedy; Blanca Bayo
Subject: RE: 010409 (Talk America)

Thanks.

It will go out on Friday.

-----Original Message-----

From: Dale Buys
Sent: Thursday, December 05, 2002 3:45 PM
To: Kay Flynn
Cc: Ray Kennedy
Subject: RE: 010409 (Talk America)

Kay,
I reviewed your letter; it looks good to me as well.

-----Original Message-----

From: Ray Kennedy
Sent: Thursday, December 05, 2002 3:37 PM
To: Dale Buys
Cc: Kay Flynn
Subject: RE: 010409 (Talk America)

Dale, Please let Kay know your thoughts on the letter that Kay had forwarded for our review. As you can see, I told Kay it looked good. But, you are closer to the docket than me.

-----Original Message-----

From: Kay Flynn
Sent: Thursday, December 05, 2002 3:29 PM
To: Ray Kennedy
Subject: RE: 010409 (Talk America)

Thanks again for reviewing the letter.

Do you know if Dale has looked at it yet?

-----Original Message-----

From: Ray Kennedy
Sent: Thursday, December 05, 2002 9:04 AM
To: Kay Flynn
Subject: RE: 010409 (Talk America)

Kay, I was out yesterday. However, the letter looks great to me.

-----Original Message-----

From: Kay Flynn
Sent: Wednesday, December 04, 2002 10:17 AM
To: Beth Keating; Patty Christensen
Cc: Ray Kennedy; Dale Buys; Blanca Bayo

CCA Official Filing:

12/5/02***4:25 PM*****Kay Flynn*****2**

Subject: RE: 010409 (Talk America)

I'm attaching a corrected letter to reflect what the a-order said.

Kay

-----Original Message-----

From: Kay Flynn
Sent: Wednesday, December 04, 2002 10:12 AM
To: Beth Keating; Patty Christensen
Subject: RE: 010409 (Talk America)

I will include it. Thanks.

-----Original Message-----

From: Beth Keating
Sent: Wednesday, December 04, 2002 10:07 AM
To: Patty Christensen
Cc: Kay Flynn
Subject: FW: 010409 (Talk America)

Good idea.

-----Original Message-----

From: Patty Christensen
Sent: Wednesday, December 04, 2002 9:39 AM
To: Beth Keating
Cc: Dale Buys; Ray Kennedy
Subject: RE: 010409 (Talk America)

I am going to forward this to Dale for his confirmation on the math. The monthly payments, and 36 month time frame and total amounts are correct. I would suggest that along with the order approving the settlement, the amendatory order be sent.

-----Original Message-----

From: Beth Keating
Sent: Wednesday, December 04, 2002 9:18 AM
To: Kay Flynn; Patty Christensen
Subject: FW: 010409 (Talk America)

Generally, I think the response is appropriate, but I'm going to forward to Patty Christensen for her opinion as to the content since she worked on the case. If she's o.k. with the content, I think you can go ahead and send it on. Thanks!

-----Original Message-----

From: Kay Flynn
Sent: Wednesday, December 04, 2002 9:15 AM
To: Beth Keating
Cc: Blanca Bayo
Subject: 010409 (Talk America)

Good morning, Beth. We received a letter from Talk America yesterday asking that we confirm figures in the letter (settlement & payment amts) to the Illinois Commerce Commission as part of the company's application approval process.

CCA Official Filing:

12/5/02***4:25 PM*****Kay Flynn*****3**

I'll fax the Talk America letter to you and I'm attaching a DRAFT of a letter to the Illinois agency. Can you take a few moments to look over both and let me know if the draft is ok--and should we be responding in this fashion?

Thanks.

Kay

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYO
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

December 6, 2002

Karen Chang
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62701

Re: Docket No. 010409-TI - Petition by Citizens of State of Florida for investigation of Talk America Inc. and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C., and Docket No. 010564-TX - Investigation of possible violation of Commission Rules 25-4.118 and 25-4.110, F.A.C., or Chapter 364, F.S., by The Other Phone Company, Inc. d/b/a Access One Communications, holder of ALEC Certificate No. 4099, and Talk America Inc., holder of ALEC Certificate No. 4692.

Dear Ms. Chang:

In response to the request by Francie McComb, Vice President of Regulatory Affairs, Talk America, for confirmation of amounts Talk America is required to pay pursuant to Commission order, I can confirm that the figures in her December 2 letter of \$20,001 for 2002, \$80,004 each for 2003 and 2004, and \$59,991 for 2005 are correct, based on the Commission's requirement that Talk America pay \$6,667 to the State of Florida General Revenue Fund each month for 35 months, and \$6,655 the 36th month, for a total payment of \$240,000.

I can also confirm, based on the Commission's records, that as of today's date Talk America has paid a total of \$13,334 in two payments to the State of Florida General Revenue Fund.

I have enclosed copies of Commission Orders PSC-02-1148-PAA-TP and PSC-02-1148A-PAA-TP which may provide additional information on this matter.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

Enclosure

cc: Blanca S. Bayo
Francie McComb
Beth Keating, Esq.
Dale Buys



December 2, 2002

Blanca Bayo
Commission Clerk and Administrative
Services Director
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

RECEIVED - FPSC
02 DEC -3 PM 3:07
COMMISSION
CLERK

RE: Settlement Agreement between Florida Public Service Commission and Talk America Inc. and the Other Phone Company, Inc. d/b/a/ Access One Communications; Docket No. 010564TX.

Dear Ms. Bayo:

I am writing to request that the Florida Public Service Commission provide written confirmation of the terms and outstanding amounts due under the above referenced settlement agreement, to the Illinois Commerce Commission. Illinois has asked for this confirmation as a part of the approval process for Talk America's application for certificate to become a facilities-based telecommunications carrier in their state.

According to our records, the settlement required that Talk pay \$240,000 to the State of Florida General Revenue Fund in 36 equal monthly intervals in the amount of \$6667.67 each, beginning 30 days after issuance of the Consummating Order. As of September 30, 2002, Talk America had paid \$0. Prior to December 31, 2002, \$20,001 will be paid. During 2003, an additional \$80,004 will be paid. During 2004, an additional \$80,004 will be paid. During 2005, the remaining \$59,991 will be paid.

Kindly send confirmation of these figures to Karen Chang, The Illinois Commerce Commission, 527 East Capitol Avenue, Springfield, IL 62701.

If you have any questions or need additional information, please do not hesitate to contact me at (215) 862-1517.

Sincerely,


Francie McComb
Vice President of
Regulatory Affairs

DISTRIBUTION CENTER
02 DEC -3 PM 2:57

Hong Wang

From: Sandy Moses
Sent: Monday, February 16, 2004 10:21 AM
To: Kay Posey; Kathleen Stewart; Veronica Washington; Hong Wang
Subject: Commissioner Reassignments

Shortly after Commissioner Davidson was sworn in, the following cases previously assigned to former Commissioners Jacobs and Palecki were globally reassigned in CCS as indicated below, but the reassignment information was never transmitted to staff in the Clerk's office for entry into CMS. By copy of this e-mail, I am requesting that Hong make the reassignments as shown (the Prehearing Officer is reflected in **BOLD**) so that CMS and CCS reflect the same Commissioner assignments.

Please let me know if you have any questions.

<u>Docket No.</u>	<u>From</u>	<u>To</u>	<u>Status</u>
971622-SU	BZ, DS, PL	BZ, DS, DV	Active
980876-WS	BZ, DS , PL	BZ, DS , DV	Active
990455-TL	BZ, DS , JC	BZ, DS , BD	Active
990649A-TP	DS, JB , PL	DS, JB , DV	Litigation
000475-TP	BZ, JC , PL	BZ, BD , DV	Active
000649-TP	BZ, JB , JC	BZ, JB , BD	Litigation
000731-TP	BZ , JC, PL	BZ , BD, DV	Litigation
010283-EI	BZ, JB , JC	BZ, JB , BD	Active
010409-TP	BZ, BD , PL	BZ, BD , DV	Monitor
010441-EU	DS, JB , PL	DS, JB , DV	Litigation
010564-TP	BZ, BD , PL	BZ, BD , DV	Monitor
020640-SU	ALL, PL	ALL, DV	Active

010409-TP

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
LILA A. JABER
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

July 26, 2004

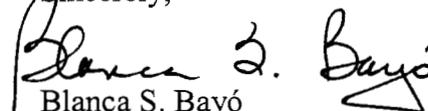
Parties of Record in
Dockets 981444-TP
001503-TP, and
010409-TP

Re: Reporting Requirement for Employees Exercising Regulatory Responsibility

Dear Sir or Madam:

Pursuant to Section 5.02 C.1.b. of the Commission's Administrative Procedures Manual, you are hereby notified that Patricia A. Christensen, Senior Attorney in the Office of General Counsel, has advised the Commission that she was contacted by the Office of Public Counsel regarding her interest in being considered for employment to fill a vacancy in that office.

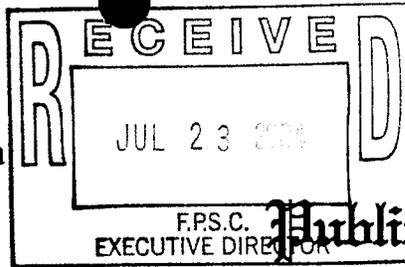
Sincerely,


Blanca S. Bayó

BSB:kf

cc: Mary A. Bane, Executive Director
Richard Melson, General Counsel
Beth Keating, Attorney Supervisor
Patricia Christensen, Senior Attorney

State of Florida



F.P.S.C. EXECUTIVE DIRECTOR

Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FLORIDA 32399-0850

OFFICIAL FILE COPY
DIRECTOR
AA
ASSIST. DIR
ADM
HR
OS

-M-E-M-O-R-A-N-D-U-M-ITS

RCH Key
REP
OTHER
DATE 7/23/04
FROM BSB

Release Handle

DATE: July 23, 2004
TO: Mary Andrews Bane, Executive Director
FROM: Richard D. Melson, General Counsel RDM
RE: Contact Regarding Employment

Another attorney in my office - Patricia Christensen - recently received a contact from the Office of Public Counsel regarding potential employment by that agency. This is my recommendation under Section 5.02(C)(1)(b) regarding changes in work assignments and/or notification to parties in dockets involving OPC to which Ms. Christensen is assigned.

Ms. Christensen is assigned to the four dockets to which OPC is a party. One of those dockets (Docket No. 030867-TL) is on appeal, and Ms. Christensen does not have any responsibility for the appeal. Three of those dockets are in active or monitor status. I recommend no change in work assignments, but do recommend that notice of the contact be given to the parties to the three active/monitor status dockets:

RECEIVED-FPSC

JUL 23 PM 4:01

COMMISSION CLERK

- Docket No. 981444-TP Number Utilization Study
Docket No. 001503-TP Cost recovery and allocation issues for number pooling trials in Florida
Docket No. 010409-TP Petition by Citizens of Florida for investigation of Talk America, Inc. and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C.

I further recommend that the notice simply state that Ms. Christensen "has advised the Commission that she was contacted by the Office of Public Counsel regarding her interest in being considered for employment to fill a vacancy in that office."

Please let me know if you would like to discuss this recommendation.

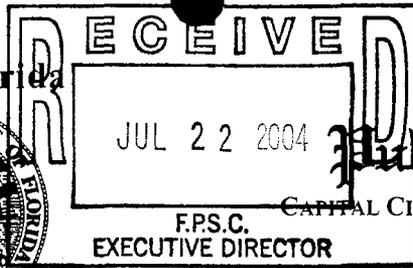
7/23/04

RDM:mee

Blanca, please process the Notice of Contact as recommended by Mr. Melson in this memorandum.

Mary A. Bane, Executive Director

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: July 22, 2004
TO: Richard D. Melson, General Counsel
Mary Andrews Bane, Executive Director
FROM: Patricia A. Christensen, Senior Attorney, General Counsel *PXC*
RE: Contact Regarding Employment, Section 5.02(c), Administrative Procedures Manual

On July 22, 2004, I received a contact regarding employment within the meaning and intent of Section 5.02(c), Administrative Procedures Manual, from Harold McLean, Office of the Public Counsel.

cc: Beth Keating, Supervising Attorney, CME

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

March 10, 2005

Norman H. Horton, Jr., Esquire
Messer, Caparello & Self, P.A.
Post Office Box 1876
Tallahassee, Florida 32302-1876

Re: Return of Confidential Document to the Source, Docket No. 010409-TP

Dear Mr. Horton:

Commission staff have advised that Confidential Document No. 08363-01, filed on behalf of Talk America can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

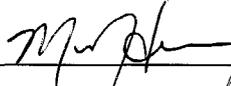
Sincerely,


Kay Flynn, Chief
Bureau of Records

KF:mhl
Enclosure

cc: Beth W. Salak, Division of Competitive Markets and Enforcement
Dale Mailhot, Division of Competitive Markets and Enforcement
Rick Moses, Division of Competitive Markets and Enforcement
Dale Buys, Division of Competitive Markets and Enforcement
Lee Fordham, Office of the General Counsel

RECEIVED


(Heron)

DATE 3/14/05

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
LISA POLAK EDGAR
ISILIO ARRIAGA



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

November 15, 2005

Floyd R. Self, Esquire
Messer, Caparello & Self, P.A.
Post Office Box 1876
Tallahassee, Florida 32302-1876

**Re: Return of Confidential Document to the Source, Docket Nos. 010409-TP
and 010564-TX**

Dear Mr. Self:

Commission staff have advised that Confidential Document No. 06075-02, filed on behalf of Talk America Inc., f/k/a Talk.com Holding Corp., d/b/a Network Services, d/b/a The Phone Company, d/b/a The Other Phone Company, d/b/a Access One Communications can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

Kay Flynn, Chief
Bureau of Records

KF:mhl
Enclosure

cc: Dale Buys, Division of Competitive Markets and Enforcement
Lee Fordham, Office of the General Counsel

RECEIVED DATE 11/18/05