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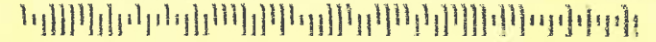
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COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Compliance investigation of local exchange Certificate No. 5795, issued to Smart City Networks, Limited Partnership, for apparent first-time violation of Rule 25-4.0161, FAC, Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 20220077-TX

In re: Compliance investigation of local exchange Certificate No. 8932, issued to City Communications, Inc. for apparent first-time violation of Rule 25-4.0161, FAC, Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 20220078-TX

In re: Compliance investigation of local exchange Certificate No. 8707, issued to BetterWorld Telecom LLC d/b/a BetterWorld Telecom, for apparent first-time violation of Rule 25-4.0161, FAC, Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 20220079-TX

In re: Compliance investigation of local exchange Certificate No. 8913, issued to Magna5 LLC, for apparent first-time violation of Rule 25-4.0161, FAC, Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 20220080-TX

In re: Compliance investigation of local exchange Certificate No. 8942, issued to HFA of Florida LLC, for apparent first-time violation of Rule 25-4.0161, FAC, Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 20220081-TX

In re: Compliance investigation of local exchange Certificate No. 8961, issued to Electric Lightwave, LLC d/b/a Allstream, for apparent first-time violation of Rule 25-4.0161, FAC, Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 20220082-TX  
ORDER NO. PSC-2022-0154-PAA-TX  
ISSUED: April 26, 2022

ORDER NO. PSC-2022-0154-PAA-TX

DOCKET NOS. 20220077-TX, 20220078-TX, 20220079-TX, 20220080-TX, 20220081-TX,  
20220082-TX

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NOTICE OF PROPOSED AGENCY ACTION  
ORDER IMPOSING PENALTIES AND COLLECTION COSTS, AND REQUIRING  
PAYMENT OF DELINQUENT REGULATORY ASSESSMENT FEES, OR CANCELLING  
COMPETITIVE LOCAL EXCHANGE CARRIER CERTIFICATES FOR VIOLATION OF  
RULE 25-4.0161, FLORIDA ADMINISTRATIVE CODE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code (F.A.C.).

Pursuant to Rule 25-4.0161(11) and (12), F.A.C., telecommunications companies that fail to pay the Regulatory Assessment Fee (RAF), including statutory late payment charges, within 20 days after receiving a delinquency notice, shall be automatically penalized \$500 for a first offense, \$1,000 for a second offense, and \$2,000 for a third offense.<sup>1</sup> The penalty amounts include collection costs. If an entity fails to pay the RAF in full, including any statutory late payment charges, along with the penalty amount, that entity's local exchange certificate shall be cancelled.

Pursuant to Section 364.336, Florida Statutes (F.S.), certificate holders must pay a minimum annual RAF if the certificate was active during any portion of the calendar year. Pursuant to Rule 25-4.0161(3), F.A.C., the appropriate RAF return form and applicable fees are due to the Florida Public Service Commission by January 30th of the subsequent year. Pursuant to Section 350.113(4), F.S., the RAF return forms, for the period of January 1 through December 31, are mailed to entities at least 45 days prior to the date that payment of the fee is due.

The Division of Administrative and Information Technology Services advised that the entities listed below failed to comply with Section 364.336, F.S., and Rule 25-4.0161, F.A.C. The entities in the below table have not paid the 2021 RAF, statutory late payment charges, nor the \$500 penalty and collection costs. These entities have not had any prior offenses.

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<sup>1</sup> The penalty amounts include collection costs.

ORDER NO. PSC-2022-0154-PAA-TX

DOCKET NOS. 20220077-TX, 20220078-TX, 20220079-TX, 20220080-TX, 20220081-TX,  
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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 that is available under Section 120.57, 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 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.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on May 17, 2022.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.