

STATE OF FLORIDA

RAR

Commissioners:
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DIVISION OF LEGAL SERVICES
NOREEN S. DAVIS
DIRECTOR
(850) 413-6199

Public Service Commission

December 1, 1998

Mr. Richard G. Hersperger
601 Fourth Avenue
Coraopolis, PA 15108

RE: *Docket No. 961309-TI - Application for certificate to provide interexchange telecommunications service by Vendormatic, Inc. d/b/a HSS Vending Distributors, and Initiation of Show Cause Proceedings for violation of Rule 25-24.470, Florida Administrative Code, Certificate of Public Convenience and Necessity Required.*

Dear Mr. Hersperger:

On October 26, 1998, I sent you a letter regarding this case. I am only sending this second letter, because we did not receive a return receipt from the previous letter. We will proceed as set forth herein if we do not receive a response.

By letter dated June 15, 1998, Charles Pellegrini, the staff counsel previously assigned to this case, informed Stephan Jurman, Esquire, that the \$5000 settlement proposed by your company was inadequate. He requested a response. We have since been informed by Mr. Jurman that he no longer represents your company in this matter. We have tried unsuccessfully on four separate occasions in the past 10 days to contact you or your legal representative regarding this case. To date, we have not received a response. Therefore, staff intends to file a recommendation at the earliest possible date recommending that your offer of settlement be rejected and asking the Commission to reset this matter for a formal hearing.

If this matter is rescheduled for hearing, a number of procedural dates will be set with which you will be required to comply. You will be required to file testimony, to submit a prehearing statement, and to appear at the prehearing conference and the hearing. If you fail to comply with these dates, we will ask the Commission to cancel the hearing and assess the \$25,000 fine originally proposed in Order No. PSC-97-0937-FOF-TI, issued August 5, 1997.

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
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- SEC _____
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DOCUMENT NUMBER DATE

13535 DEC-2 98

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Mr. Hersperger
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We will proceed in this matter as described above unless you respond within 4 days of the date on the return receipt.

Sincerely,

A handwritten signature in cursive script that reads "Beth Keating". The signature is written in black ink and is positioned to the right of the typed name.

Beth Keating
Staff Counsel

BK/anr

P 263 572 733

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to	Mr. Richard G. Hersperger
Street & Number	601 Fourth Avenue
Post Office, State, & ZIP Code	Coraopolis, PA 15108
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, April 1995

Fold at line over top of envelope to the right of the return address

CERTIFIED

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MAIL

is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Mr. Richard G. Hersperger
601 Fourth Avenue
Coraopolis, PA 15108

4a. Article Number

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4b. Service Type

- Registered
- Express Mail
- Return Receipt for Merchandise
- Certified
- Insured
- COD

7. Date of Delivery

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994

Domestic Return Receipt

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