

REQUEST TO ESTABLISH DOCKET

(Please Type)

Date:	8/13/2004	Docket No.:	040854-TX
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1. Division Name/Staff Name:	Division Of Competitive Markets & Enforcement/Isler
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2. OPR:	Division Of Competitive Markets & Enforcement
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3. OCR:	Office Of The General Counsel
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4. Suggested Docket Title:	Compliance Investigation of TalkingNets Holdings, LLC for Apparent Violation of Rules 25-
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5. Suggested Docket Mailing List (attach separate sheet if necessary)

A. Provide NAMES OR ACRONYMS ONLY if a regulated company.

B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)

1. Parties and their representatives (if any):

2. Interested persons and their representatives (if any):

6. Check one:

Documentation is attached.

Documentation will be provided with recommendation.

DOCUMENT NUMBER-DATE

08846 AUG 13 5

Florida Department of State, Division of Corporations

Corporations Online

www.sunbiz.org

Public Inquiry

Foreign Limited Liability

TALKINGNETS HOLDINGS, LLC

PRINCIPAL ADDRESS

1111 MILITARY CUTOFF ROAD, STE 221
WILMINGTON NC 28405
Changed 11/05/2001

MAILING ADDRESS

1111 MILITARY CUTOFF ROAD, STE 221
WILMINGTON NC 28405
Changed 11/05/2001

Document Number
M00000001285

FEI Number
522203440

Date Filed
06/30/2003

State
DE

Status
INACTIVE

Effective Date
NONE

Last Event
REVOKED FOR ANNUAL
REPORT

Event Date Filed
09/26/2003

Event Effective Date
NONE

Total Contribution
0.00

Registered Agent

Name & Address

C T CORPORATION SYSTEM
1200 SOUTH PINE ISLAND ROAD
PLANTATION FL 33324

Manager/Member Detail

Name & Address	Title
PHILIPS, JOHN A 2229 TATTERSALLS DRIVE	CEOP
WILMINGTON NC 28403	

SURAK, ANATOL 7799 GLENHAVEN CT. MCLEAN VA 22102	ST
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Annual Reports

Report Year	Filed Date
2001	11/05/2001
2002	07/21/2002

[Previous Filing](#)

[Return to List](#)

[Next Filing](#)

[View Events](#)
[No Name History Information](#)

Document Images

Listed below are the images available for this filing.

- | |
|---|
| 07/21/2002 -- COR - ANN REP/UNIFORM BUS REP
11/05/2001 -- ANN REP/UNIFORM BUS REP
06/30/2000 -- Foreign Limited |
|---|

THIS IS NOT OFFICIAL RECORD. SEE DOCUMENTS IF QUESTION OF CONFUSION

[Corporations Inquiry](#)

[Corporations Help](#)

STATE OF FLORIDA

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



DIVISION OF COMPETITIVE MARKETS &
ENFORCEMENT
BETH W. SALAK
DIRECTOR
(850) 413-6600

Public Service Commission

May 7, 2004

Mr. Cody Sutherland, Sr. VP/Regulatory
TalkingNets Holdings, LLC (TX521)
1111 Military Cutoff Road, Suite 221
Wilmington, NC 28405-3541

Dear Mr. Sutherland:

The Regulatory Assessment Fee (RAF) is due by January 30th of each year for the preceding calendar year. For certificate holders, the RAF is owed even if a telecommunications company may not have started operations or had any revenues. Since payment has not been made, statutory penalty and interest charges are now applicable.

Our records show that the 2002 and 2003 RAF return notices were mailed and that delinquent notices were mailed. As of this date, our records do not show receipt of the RAF returns or payments. A copy of the 2002 and 2003 RAF return forms are enclosed. If full payment, including penalty and interest charges, along with the RAF return forms, are not received by May 28, 2004, a docket may be established. Your company may be fined or your certificate cancelled if you do not respond. Please note that once a docket has been established, **just paying the delinquent RAF amount will not prevent your certificate from being cancelled.**

If you wish to cancel your certificate voluntarily and leave in good standing with the Commission, your company should pay the past due amount in full, complete the 2002 and 2003 RAF return forms, either pay the 2004 RAF or provide a date certain it will be paid, and comply with the requirements of Rule 25-24.820, Florida Administrative Code, copy enclosed. Any unpaid RAFs, including penalty and interest charges, are turned over to collections. When returning payment and a copy of the completed 2002 and 2003 Regulatory Assessment Fee return forms, please use the enclosed blue envelope, which will insure prompt processing.

If you have any questions, please contact me at (850) 413-6502, by fax at (850) 413-6503, by e-mail at pisler@psc.state.fl.us, or by writing to me at the address below.

Sincerely,

A handwritten signature in cursive script that reads "Paula J. Isler".

Paula J. Isler, Research Assistant
Bureau of Service Quality

Enclosures

Competitive Local Exchange Company Regulatory Assessment Fee Return

STATUS:

- Actual Return
- Estimated Return
- Amended Return

TX521-02-0-R
 TalkingNets Holdings, LLC
 1111 Military Cutoff Road, Suite 221
 Wilmington, NC 28405-3541

cc: P. Isler

PERIOD COVERED:
 01/01/2002 TO 12/31/2002

FOR PSC USE ONLY	
Check#	_____
\$	0603006
	003001
\$	P
	0603006
	004011
\$	I
Postmark Date	_____
Initials of Preparer	_____

Please Complete Below If Official Mailing Address Has Changed

(Name of Company)	(Address)	(City/State)	(Zip)
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LINE NO.	ACCOUNT CLASSIFICATION	FLORIDA	
		GROSS OPERATING REVENUE	INTRASTATE REVENUE
1.	Basic Local Services	\$ _____	\$ _____
2.	Long Distance Services (IntraLATA only)**	_____	_____
3.	Access Services	_____	_____
4.	Private Line Services	_____	_____
5.	Leased Facilities & Circuits Services	_____	_____
6.	Miscellaneous Services	_____	_____
7.	TOTAL REVENUES		\$ _____
8.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)		_____
9.	Net Intrastate Operating Revenue for Regulatory Assessment Fee Calculation (Line 7 less Line 8)		_____
10.	Regulatory Assessment Fee Due (Multiply Line 9 by 0.0015)		_____
11.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)		_____
12.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)		_____
13.	TOTAL AMOUNT DUE		\$ _____

* These amounts must be intrastate only and must be verifiable.
 ** Other long distance revenue must be listed on the Interexchange Regulatory Assessment Fee Return.

AS PROVIDED IN SECTION 364.336, FLORIDA STATUTES, THE MINIMUM ANNUAL FEE IS \$50

CURRENT COMPANY STATUS

- Facilities-Based Provider
 Reseller
 Other: _____

BILLING INFORMATION

Complete below if billing agent if other than yourself.

_____	_____	() _____
(Name)	(Address: City/State/Zip)	(Telephone)

COMPANY INFORMATION

Do you lease telecommunications' facilities? YES NO
 If YES, who do you lease these facilities from? Name: _____

Address: _____

I, the undersigned owner/officer of the above-named company, have read the foregoing and declare that to the best of my knowledge and belief the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his/her duty shall be guilty of a misdemeanor of the second degree.

_____	_____	_____
(Signature of Company Official)	(Title)	(Date)

(Preparer of Form - Please Print Name)

Telephone Number () _____ Fax Number () _____

F.E.I. No. _____

Competitive Local Exchange Company Regulatory Assessment Fee Return

STATUS:

Florida Public Service Commission

(See Filing Instructions on Back of Form)

- Actual Return
- Estimated Return
- Amended Return

TX521-03-0-R
 TalkingNets Holdings, LLC
 1111 Military Cutoff Road, Suite 221
 Wilmington, NC 28405-3541

cc: P. Isler

PERIOD COVERED:
 01/01/2003 TO 12/31/2003

Please Complete Below If Official Mailing Address Has Changed

FOR PSC USE ONLY	
Check#	_____
\$	0603006
	003001
\$	P
	0603006
	004011
\$	I
Postmark Date	_____
Initials of Preparer	_____

(Name of Company) (Address) (City/State) (Zip)

LINE NO.	ACCOUNT CLASSIFICATION	FLORIDA	
		GROSS OPERATING REVENUE	INTRASTATE REVENUE
1.	Basic Local Services	\$ _____	_____
2.	Long Distance Services (IntraLATA only)**	_____	_____
3.	Access Services	_____	_____
4.	Private Line Services	_____	_____
5.	Leased Facilities & Circuits Services	_____	_____
6.	Miscellaneous Services	_____	_____
7.	TOTAL REVENUES	_____	_____
8.	LESS: Amounts Paid to Other Telecommunications Companies* (see "2. Fees" on back)	_____	_____
9.	Net Intrastate Operating Revenue for Regulatory Assessment Fee Calculation (Line 7 less Line 8)	_____	_____
10.	Regulatory Assessment Fee Due (Multiply Line 9 by 0.0015)	_____	_____
11.	Penalty for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
12.	Interest for Late Payment (see "3. Failure to File by Due Date" on back)	_____	_____
13.	TOTAL AMOUNT DUE	_____	_____

* These amounts must be intrastate only and must be verifiable.
 ** Other long distance revenue must be listed on the Interexchange Regulatory Assessment Fee Return.

AS PROVIDED IN SECTION 364.336, FLORIDA STATUTES, THE MINIMUM ANNUAL FEE IS \$50

CURRENT COMPANY STATUS

- () Facilities-Based Provider () Reseller () Other: _____

BILLING INFORMATION

Complete below if billing agent if other than yourself.

 (Name) (Address: City/State/Zip) (Telephone)

COMPANY INFORMATION

Do you lease telecommunications' facilities? () YES () NO
 If YES, who do you lease these facilities from? Name: _____
 Address: _____

I, the undersigned owner/officer of the above-named company, have read the foregoing and declare that to the best of my knowledge and belief the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his/her duty shall be guilty of a misdemeanor of the second degree.

 (Signature of Company Official) (Title) (Date)
 (Preparer of Form - Please Print Name) Telephone Number () Fax Number ()
 F.E.I. No. _____

25-24.820 Revocation of a Certificate.

(1) The Commission may on its own motion, after notice and opportunity for hearing, revoke a company's certificate for any of the following reasons:

- (a) Violation of a term or condition under which the authority was originally granted;
- (b) Violation of Commission rule or order;
- (c) Violation of Florida Statute; or
- (d) Violation of a price list standard.

(2) If a certificated company desires to cancel its certificate, it shall request cancellation from the Commission in writing and shall provide the following with its request. Cancellation of a certificate shall be ordered subject to the holder providing the required information.

- (a) A statement of intent and date certain to pay regulatory assessment fee.
- (b) A statement of why the certificate is proposed to be cancelled.
- (c) A statement as to how customer deposits and final bills will be handled.
- (d) Proof of individual customer notice regarding discontinuance of service.

Specific Authority: 350.127(2), F.S.

Law Implemented: 364.335, 364.345, F.S.

History: New 12/26/95.

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: April 8, 2004
TO: Paula J. Isler, Research Assistant, Division of Competitive Markets & Enforcement
FROM: Hong Wang, Management Review Specialist, Commission Clerk & Administrative Services *HW*
RE: Returned Mail – TalkingNets Holdings, LLC, Company Code TX521

Mail addressed to the organization at the address shown below has been returned to the Commission by the U.S. Postal Service for the reason indicated on the attached copy of the envelope. Staff in the Case Management Review Section has confirmed that the address matches that in the Master Commission Directory. Attempts to contact the company by telephone and e-mail have been unsuccessful.

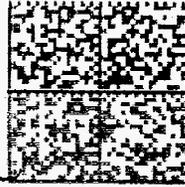
TalkingNets Holdings, LLC
1111 Military Cutoff Road, Suite 221
Wilmington, NC 28405-3541

If you are successful in contacting the company, please furnish current mailing and location addresses, as well as any other updated MCD information you obtain. Thank you for assisting this division in maintaining current information in the Master Commission Directory.

LKF/
Attachment

Florida Public Service Commission
Bureau of Records and Hearing Services
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

~~XXXXXXXXXX~~
TX 521



Macintosh

047J82004132
\$00.370
02/26/2004
Mailed From: 32399
US POSTAGE

Email Sent 04/6/04 - Undeliverable

Cody Sutherland Sr. P.P.
(303) 785-8281 - Non-Delivering Number

TalkingNets Holdings, LLC
1111 Military Cutoff Road., Suite 221
Wilmington NC 28405-3541

RECEIVED-FPSC
04 MAR 17 AM 9:48
COMMISSION
CLERK

- A INSUFFICIENT ADDRESS
- C ATTEMPTED NOT KNOWN
- S NO SUCH NUMBER/ STREET
- NOT DELIVERABLE AS ADDRESSED
- UNABLE TO FORWARD
- OTHER



TX521-03-0-D

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.■ Print your name and address on the reverse so that we can return the card to you.■ Attach this card to the back of the mailpiece, or on the front if space permits.	A. Received by (Please Print Clearly)	B. Date of Delivery 2-25-04
<p>1. Article Addressed to: TX521 TalkingNets Holdings, LLC 1111 Military Cutoff Road., Suite 221 Wilmington, North Carolina 28405-3541</p>	C. Signature  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
	D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES enter delivery address below:	
2. Article Number (Transfer from service label)	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
PS Form 3811, March 2001	7002 0860 0001 1761 0247	Domestic Return Receipt 102595-01-M-1424

COMPANY IDENTIFICATION

Printed on 04/28/2004 at 13:54:54 by PJI

Complete Name: TalkingNets Holdings, LLC

Mailing Name: TalkingNets Holdings, LLC

Company Code: TX521 FEID Number: 52-2203440

RAF ACCOUNT FOR THE PERIOD 01/01/2002 THROUGH 12/31/2002

Reg. Date: 01/26/2001 Inactive Date:
 Service: CLX - Competitive Local Exchange
 Received: No RAF Form
 Status: Pending
 Amended: No Extension: No
 Frozen: No Comments: No
 Payment Count: 0 Payments Made to Date
 Operating Rev: \$0.00 Interstate Rev: \$0.00
 RAF Rate: Net RAF Due: \$0.00

Assessment	Due	Paid	Owe
RAF	\$0.00	\$0.00	\$0.00
Penalty	\$0.00	\$0.00	\$0.00
Interest	\$0.00	\$0.00	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$0.00	\$0.00	\$0.00

Period covered: 01/01/2002 through 12/31/2002 RAF rate:
 Operating rev: \$0.00 Gross intrastate rev: \$0.00
 Documents: RAF form mailed on 04/07/2003
 Delinquent letter mailed on 02/19/2003
 RAF form mailed on 12/05/2002

COMPANY IDENTIFICATION

Printed on 04/28/2004 at 13:55:03 by PJI

Complete Name: TalkingNets Holdings, LLC

Mailing Name: TalkingNets Holdings, LLC

Company Code: TX521 FEID Number: 52-2203440

RAF ACCOUNT FOR THE PERIOD 01/01/2003 THROUGH 12/31/2003

Reg. Date: 01/26/2001 Inactive Date:
 Service: CLX - Competitive Local Exchange
 Received: No RAF Form
 Status: Pending
 Amended: No Extension: No
 Frozen: No Comments: No
 Payment Count: 0 Payments Made to Date
 Operating Rev: \$0.00 Interstate Rev: \$0.00
 RAF Rate: Net RAF Due: \$0.00

Assessment	Due	Paid	Owe
RAF	\$0.00	\$0.00	\$0.00
Penalty	\$0.00	\$0.00	\$0.00
Interest	\$0.00	\$0.00	\$0.00
Extension Fee	\$0.00	\$0.00	\$0.00
Total	\$0.00	\$0.00	\$0.00

Last modification was made on Wednesday, December 3, 2003 at 9:24 AM by David Brown

Period covered: 01/01/2003 through 12/31/2003 RAF rate:
 Operating rev: \$0.00 Gross intrastate rev: \$0.00
 Documents: Delinquent letter mailed on 02/19/2004
 RAF form mailed on 12/03/2003

MCD Company Information for TX521

Printed on 08/12/2004 at 09:30:29 by PJI

Company Code: TX521
Complete Name: TalkingNets Holdings, LLC
Mailing Name: TalkingNets Holdings, LLC
Certificate No(s): 7705
Status: Active
Regulation Date: 01/26/2001
Bankruptcy: No
Company Liaison #1: Cody Sutherland
Title: Sr. V.P., Regulatory & Market Planning
Mailing Address: 1111 Military Cutoff Road, Suite 221

Physical Location: Wilmington, NC 28405-3541
% CT Corpotation System
1200 South Pine Island Road
Plantation, FL 33324-4413
Phone: (303) 785-8281
Fax: (303) 998-0949

Related Dockets:

001462-TX

Application for certificate to provide alternative local exchange telecommunications service by TalkingNets Holdings, LLC.