# BEFORE THE PUBLIC UTILITIES COMMISSION

#### OF THE STATE OF HAWAII

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----- In the Matter of -----)

TELEPHONE COMPANY OF CENTRAL FLORIDA, INC.

Notice of Failure to Comply With Hawaii Revised Statutes and Commission's Regulations Order to Show Cause Why Respondent's Operating Authority Should Not Be Suspended or Revoked. DOCKET NO. 03-0348

ORDER NO. 20549



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ECEIVE

Filed Oct. 27, 2003 At 8:00 o'clock A .M.

Haren Hignel. Chief Clerk of the commission

ATTEST: A True Copy KAREN HIGASHI Chief Clerk, Public Utilities Maission, State of Hawaii.

## BEFORE THE PUBLIC UTILITIES COMMISSION

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------ In the Matter of ------) TELEPHONE COMPANY OF ) CENTRAL FLORIDA, INC. ) Notice of Failure to Comply ) With Hawaii Revised Statutes ) and Commission's Regulations ) Order to Show Cause Why ) Respondent's Operating ) Authority Should Not Be ) Suspended or Revoked. )

Docket No. 03-0348

Order No. 20549

## NOTICE OF VIOLATION, ORDER TO SHOW CAUSE, AND NOTICE OF HEARING

TELEPHONE COMPANY OF CENTRAL FLORIDA, INC. ("Respondent") is the holder of a certificate of authority ("COA"), issued pursuant to Hawaii Administrative Rules ("HAR") § 6-80-18. The commission authorized Respondent to operate as a reseller of intrastate telecommunications services in the State of Hawaii ("State") under the COA.

HAR § 6-80-91 requires Respondent to file an annual financial report ("AFR") by March 31 of each year. Hawaii Revised Statutes ("HRS") § 269-30 requires Respondent to pay a public utility fee ("Fee") in July and December of each year. Respondent filed its 2001 AFR, but failed to pay the Fee that was due on December 31, 2002.

HAR § 6-80-19 authorizes the commission, after notice and hearing, to suspend or revoke any COA, in part or in whole, if the commission finds the holder violated any applicable State laws or commission rules. Accordingly, the commission may suspend or revoke Respondent's COA for failure to comply with the legal requirements set forth above, unless Respondent is able to show why such suspension or revocation should not occur.

THE COMMISSION ORDERS:

1. Respondent shall appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 26, 2003 to show cause why Respondent's COA should not be suspended or revoked for failure to comply with the legal requirements set forth in this order.

2. Respondent may be represented by counsel. If Respondent does not retain counsel, Respondent may be represented at the hearing as follows: (a) an individual may appear on his or her own behalf; (b) a partner may represent a partnership; and (c) an officer or authorized employee of a corporation, trust, or association may represent the corporation, trust, or association.

3. If Respondent fails to appear at the scheduled hearing, Respondent's COA shall be revoked.

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# DONE at Honolulu, Hawaii this 27th day of October, 2003.

By

Janet

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PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

a By\_

Carlito P. Caliboso, Chairman

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Wayne H. Kimura, Commissioner

Kawelo, Commissioner

APPROVED AS TO FORM:

Catherine P. Awakuni Commission Counsel

03-0348.cs

I hereby certify that I have this date served a copy of the foregoing <u>Order No. 20549</u> upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY P. O. Box 541 Honolulu, HI 96809

TELEPHONE COMPANY OF CENTRAL FLORIDA, INC. 1025 Greenwood Boulevard, Suite 470 Lake Mary, FL 32746

(CM #7002 2030 0006 6812 7257)

Haren Hig rst.

DATED: October 27, 2003