STATE OF SOUTH CAROLINA

(Caption of Case)

JAN 18 2013

PSC SC
MAIL / DMS

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET/NDI NUMBER: 2013 - 34 - C
241423

(Please type or print)

Submitted by: Lessie Hammonds

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ **Emergency Relief demanded in petition**

☐ **Request for item to be placed on Commission's Agenda expeditiously**

☐ **Other:**

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
☐ Electric	☐ Affidavit	☐ Letter	☐ Request
☐ Electric/Gas	☐ Agreement	☐ Memorandum	☐ Request for Certification
☐ Electric/Telecommunications	☐ Answer	☐ Motion	☐ Request for Investigation
☐ Electric/Water	☐ Appellate Review	☐ Objection	☐ Resale Agreement
☐ Electric/Water/Telecom.	☐ Application	☐ Petition	☐ Resale Amendment
☐ Electric/Water/Sewer	☐ Brief	☐ Petition for Reconsideration	☐ Reservation Letter
☐ Gas	☐ Certificate	☐ Petition for Rulemaking	☐ Response
☐ Railroad	☐ Comments	☐ Petition for Rule to Show Cause	☐ Response to Discovery
☐ Sewer	☐ Complaint	☐ Petition to Intervene	☐ Return to Petition
☐ Telecommunications	☐ Consent Order	☐ Petition to Intervene Out of Time	☐ Stipulation
☐ Transportation	☐ Discovery	☐ Prefiled Testimony	☐ Subpoena
☐ Water	☐ Exhibit	☐ Promotion	☐ Tariff
☐ Water/Sewer	☐ Expedited Consideration	☐ Proposed Order	☐ Other:
☐ Administrative Matter	☐ Interconnection Agreement	☐ Protest	
☐ Other:	☐ Interconnection Amendment	☐ Publisher's Affidavit	
	☐ Late-Filed Exhibit	☐ Report	

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JAN 18 2013

PSC SC
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BEFORE

THE PUBLIC SERVICE COMMISSION

OF SOUTH CAROLINA

DOCKET NO. 2013-34-C

IN RE: Petition of the Office of Regulatory Staff For the Commission to Order a Rule to Show Cause as to Why the Certificates of Public Convenience and Necessity For Certain Providers of the Telecommunications Services Should Not Be Revoked	))))))	**PETITION OF THE OFFICE OF REGULATORY STAFF FOR A RULE TO SHOW CAUSE**

The Office of Regulatory Staff, by filing this petition, would respectfully show and request of the Commission that:

1. The Public Service Commission of South Carolina ("the Commission") is a state agency constituted pursuant to the laws of the State of South Carolina with its business offices located in Columbia, South Carolina. Further, the Commission is responsible for the regulation of telephone utilities operating for compensation as set forth in S.C. Code Ann. §58-9-10 et seq. (Supp. 2011).

2. The Office of Regulatory Staff ("ORS") is charged with the duty to protect the public interest pursuant to S.C. Code Ann. §58-4-10, et seq. (Supp. 2011).

3. The Telecommunications Companies ("Companies") listed in Exhibit A, Exhibit B and Exhibit C are certificated "telephone utilities" as defined in S.C. Code Ann. §58-9-10(6) (1976) in that they are persons or corporations, their lessees, assignees, trustees, receivers or other successors in interest owning or operating in this State equipment or facilities for the transmission of intelligence by telephone for hire, including all things incident thereto and related to the operation of telephones.

4. The Companies listed in Exhibit A, Exhibit B and Exhibit C are subject to the jurisdiction of this Commission pursuant to S.C. Code Ann. §58-9-710 et seq. (Supp. 2011). Further, they have

submitted themselves to the jurisdiction of the Commission by their holding a Certificate of Public Convenience and Necessity as indicated in Exhibit A, Exhibit B and Exhibit C.

5. The Telecommunications Companies listed in Exhibit A, Exhibit B and Exhibit C, upon receiving their Certificates of Public Convenience and Necessity, were found to possess the technical, financial, and managerial resources sufficient to provide the services requested. S.C. Code Ann. §58-9-280(B)(1) (Supp. 2011).

6. Pursuant to S.C. Code Ann. §58-3-100, 58-3-540; 58-4-60; and 58-9-370 (Supp. 2011), the public utilities subject to the Commission's jurisdiction are assessed by the Department of Revenue based on amounts that are certified by the Commission, the review committee, and ORS to be assessed. ORS may require reports and special reports concerning any matter about which the ORS is authorized to inquire or keep itself informed or which it is required to enforce.

7. The Companies listed in Exhibit A have failed to submit the requisite gross receipts filings. The companies are required to submit their Gross Receipts form on August 31st annually. ORS has made attempts to contact these companies to obtain the gross receipts forms.

8. ORS has the responsibility to ensure that telephone utilities are filing certain reports. "Subject to the approval of the Commission, the Office of Regulatory Staff may require any telephone utility to file annual reports in such form and of such content as the Office of Regulatory Staff may require and special reports concerning any matter about which the Office of Regulatory Staff is authorized to inquire or keep itself informed or which it is required to enforce." S.C. Code Ann. §58-9-370 (A) (Supp. 2011)

9. The Companies listed in Exhibit B have failed to submit the requisite 2012 Annual Report that was due on April 1st. ORS has made attempts to contact these companies to obtain the Annual Report.

10. The Universal Service Fund ("USF") is administered by the ORS under guidelines adopted by the Commission. S.C. Code Ann. §58-9-280 (E) (Supp. 2011)

11. The Commission USF guidelines approved in Order No. 2011-996, requires each carrier to file on an annual basis the information necessary to allow ORS to calculate the carrier's contribution. The annual filing referred to as the Universal Service Fund Contribution Worksheet ("USF Report").

12. The Companies listed in Exhibit C have failed to submit the requisite USF Report that was due on July 1st. ORS has made attempts to contact these companies to obtain the USF Report.

13. The information for the business entities listed in Exhibit A, Exhibit B and Exhibit C accurately reflects the information on file with the South Carolina Secretary of State. See Exhibit D, Affidavit of Dawn Hipp.

13. "Each telephone utility shall obey and comply with each and every requirement of every order, decision, direction, rule or regulation made or prescribed by the Commission and every direction, rule or regulation made or prescribed by the Office of Regulatory Staff in the performance ... or in relation to any other matter in any way relating to or affecting the business of such telephone utility and shall do everything necessary or proper in order to secure compliance with and observance of every such order, decision, direction, rule or regulation by all of its officers, agents and employees." S.C. Code Ann. §58-9-390 (Supp. 2011).

14. Pursuant to S.C. Code Ann. §58-9-1120 (Supp. 2011), "the Commission may ... conduct such other hearings as may be required in the administration of the powers and duties conferred by Articles 1 through 13 of this chapter and by other laws relating to telephone utilities."

WHEREFORE, the ORS staff prays that the Honorable Commission:

1. Enter an order establishing a Rule to Show Cause instituting a formal proceeding against the persons and business entities listed in Exhibit A, Exhibit B and Exhibit C.

2. For the persons and business entities listed in Exhibit A, Exhibit B and Exhibit C, pursuant to 26 S.C. Code Regs. 103-830, cause a copy of this petition to be served upon such named respondents or other proper person or entity.

3. Require the parties to submit an Answer to this Petition within the deadlines prescribed by the Commission's rules and regulations.

4. Schedule and conduct a formal administrative hearing to address disputed issues of fact and law regarding the Certificate pursuant to S.C. Code Ann. §58-9-820 (Supp. 2011).

5. Find that the Companies listed in Exhibit A, Exhibit B and Exhibit C have not complied with orders, decisions, directions, rules and regulations made or prescribed by the Commission.

6. Enter a final order canceling the Certificates held by the Companies listed in Exhibit A, Exhibit B and Exhibit C.

7. Take other appropriate action which the Commission may deem necessary.

C Lessie Hammonds, Esquire
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, South Carolina 29201
Telephone: (803) 737-0800
Fax: (803) 737-0895
E-mail: lhammon@regstaff.sc.gov

January 17, 2013
Columbia, South Carolina

Exhibit A

Docket No. 2013- -C

Rule to Show Cause Telecommunications Carriers Non-Compliant with Gross Receipts Filing 2012

January 14, 2013

#	Company Name	DBA	Certificate Type	Address	City	State	Zip	Docket #	Order #	Date Certified	Secretary of State Standing
1	ASP Communications		PSP	PO Box 581	Commerce	GA	30529	1985-150-C	2003-568	09/17/2003	Not Registered
2	Cinemark USA, Inc.		PSP	3900 Dallas Pkwy, Suite500	Plano	TX	75093	1985-150-C	1998-745	09/25/1998	Good Standing
3	Coin Phone Management Company		PSP	1846 Cargo Ct.	Louisville	KY	40299	1985-150-C	1992-385	05/21/1992	Good Standing
4	First American Telecommunications Corp.		PSP	1800 W Broward Blvd	Ft. Lauderdale	FL	33312	1985-150-C	2005-85	02/22/2005	Forfeiture
5	Garvin Oil Company, Inc.		PSP	PO Box 1249	Wagener	SC	29164-1249	1985-150-C	1996-29	1/10/1996	Good Standing
6	Global NAPS South Carolina, Inc.		IXC	9 Executive Park Dr	Billerica	MA	01862	2001-503-C	2002-258	04/10/2002	Forfeiture
7	Joseph M. Swails		PSP	609 N. Palmetto St	Summerville	SC	29483	1985-150-C	2009-551	08/12/2009	Not Registered
8	Ljam, Inc.		PSP	1119 Charleston Hwy	West Columbia	SC	29169	1985-150-C	1997-174	03/06/1997	Good Standing
9	Managed Services, Inc.		CLEC IXC	PO Box 1253	Bellmore	NY	11710	2006-154-C 2006-154-C	2006-602 2006-602	10/13/2006 10/13/2006	Good Standing
10	Melanie H. Hodgin		PSP	141 W Ballpark Rd	Gaston	SC	29053	1985-150-C	1997-341	04/24/1997	Not Registered
11	Navigator Telecommunications, LLC		IXC	PO Box 13860	North Little Rock	AR	72113-0860	1999-176-C	1999-572	08/11/1999	Good Standing
12	Pac-West Telecomm, Inc.		CLEC IXC	4550 Lakefield Bend	Berkeley Lake	GA	30096	2010-411-C 2010-411-C	2011-318 2011-318	04/26/2011 04/26/2011	Good Standing
13	Payphone Partners, Inc.		PSP	2520 Sardis Rd N, Ste 100	Charlotte	NC	28227	1985-150-C	1999-586	08/19/1999	Good Standing
14	Point South Kamp Ground, Inc.		PSP	14 Campground Rd.	Yemassee	SC	29945	1985-150-C	1997-121	02/12/1997	Good Standing
15	R & T Communications System		PSP	PO Box 897	Goose Creek	SC	29445	1985-150-C	1987-1059	09/25/1987	Dissolved
16	Samuel S. Graham	Graham Payphone Enterprises	PSP	2248 Canterbury Dr.	Kannapolis	NC	28081	1985-150-C	2002-568	08/07/2002	Not Registered
17	Snap Telecommunications, Inc.		CLEC IXC	925 Wappoo Rd., Suite B	Charleston	SC	29407-5969 29407-5969	2004-320-C 2004-320-C	2005-95 2005-95	03/02/2005 03/02/2005	Good Standing
18	StarQuest Telecom	Future Phones	PSP	509 Knob Hill Ct. E	Evans	GA	30809	1985-150-C	1994-615 2009-581	06/24/1994 08/18/2009	Dissolved
19	Suntel		PSP	PO Box 397	Camden	SC	29020	1985-150-C	1990-509	05/09/1990	Good Standing
20	Telecom Services of the Low Country, LLC		CLEC IXC	2121 Boundary Street, Suite 108	Beaufort	SC	29906	2003-274-C	2004-403	08/26/2004	Good Standing
21	Tennessee Telephone Service, LLC **IN BANKRUPTCY**	Freedom Communications USA, LLC	IXC	220 Creekside Dr	Dickson	TN	37055-0000	2004-211-C	2004-567	11/15/2004	Good Standing
22	World Communications Network, Inc.		PSP	228 Mill St	Taylors	SC	29687-2444	1985-150-C	1990-303	03/16/1990	Good Standing

Exhibit B

Docket No. 2013- -C

Rule to Show Cause Telecommunications Carriers Non-Compliant with USF Report 2012

January 14, 2013

#	Company Name	DBA	Certificate Type	Address	City	State	Zip	Docket #	Order #	Date Certified	Secretary of State Standing
1	Association Administrators, Inc.		IXC	180 E Main St, #200	Smithtown	NY	11787	1997-163-C	1997-893	10/17/1997	Good Standing
2	Global NAPS South Carolina, Inc.		IXC	9 Executive Park Dr	Billerica	MA	01862	2001-503-C	2002-258	04/10/2002	Forfeiture
3	Go-Solo Technologies, Inc.		IXC	10701 Danka Way North, Suite 100	St. Petersburg	FL	33716	2004-17-C	2004-427	09/09/2004	Good Standing
4	Legacy Long Distance International, Inc.		IXC	10833 Valley View Street Ste 150	Cypress	CA	90630	1999-179-C	1999-823	11/19/1999	Forfeiture
5	Managed Services, Inc.		CLEC IXC	PO Box 1253	Bellmore	NY	11710	2006-154-C 2006-154-C	2006-602 2006-602	10/13/2006 10/13/2006	Good Standing
6	Navacore, LLC		CLEC IXC	PO Box 3413	Rock Hill	SC	29732	2006-111-C 2006-111-C	2006-468 2006-468	08/04/2006 08/04/2006	Good Standing
7	Navigator Telecommunications, LLC		IXC	PO Box 13860	North Little Rock	AR	72113-0860	1999-176-C	1999-572	08/11/1999	Good Standing
8	NobelTel, LLC		IXC	3100 Cumberland Blvd, Ste 900	Atlanta	GA	30339	2002-410-C	2003-428	06/25/2003	Good Standing
9	Pac-West Telecomm, Inc.		CLEC IXC	4550 Lakefield Bend	Berkeley Lake	GA	30096	2010-411-C 2010-411-C	2011-318 2011-318	04/26/2011 04/26/2011	Good Standing
10	Quad Comm, LLC		IXC	3562 SW 24th Ave Rd	Ocala	FL	34471	2011-344-C	2011-979	01/12/2012	Good Standing
11	Snap Telecommunications, Inc.		CLEC IXC	925 Wappoo Rd., Suite B	Charleston	SC	29407-5969 29407-5969	2004-320-C 2004-320-C	2005-95 2005-95	03/02/2005 03/02/2005	Good Standing
12	STi Prepaid, LLC		IXC	1250 Broadway, 25th Fl	New York	NY	10001	2007-75-C	2007-498	07/31/2007	Good Standing
13	Tennessee Telephone Service, LLC **IN BANKRUPTCY**	Freedom Communications USA, LLC	IXC	220 Creekside Dr	Dickson	TN	37055-0000	2004-211-C	2004-567	11/15/2004	Good Standing

Exhibit C

Docket No. 2013- -C

Rule to Show Cause Telecommunications Carriers Non-Compliant with Annual Report 2012

January 14, 2013

#	Company Name	DBA	Certificate Type	Address	City	State	Zip	Docket #	Order #	Date Certified	Secretary of State Standing
1	Managed Services, Inc.		IXC CLEC	PO Box 1253	Bellmore	NY	11710	2006-154-C 2006-154-C	2006-602 2006-602	10/13/2006 10/13/2006	Good Standing
2	Tennessee Telephone Service, LLC **IN BANKRUPTCY**		IXC	220 Creekside Dr	Dickson	TN	37055	2004-211-C	2004-567	11/15/04	Good Standing

EXHIBIT D

BEFORE

THE PUBLIC SERVICE COMMISSION

OF SOUTH CAROLINA

DOCKET NO. 2013-34-C

January 14, 2013

IN RE: Petition of the Office of Regulatory Staff for Commission to Order a Rule to Show Cause as to Why The Certificates of Public Convenience and Necessity for Certain Providers of Telecommunications Service Should not be Revoked	)	AFFIDAVIT OF DAWN M. HIPP

The Affiant, after having been first duly sworn, deposes and states as follows:

1) My name is Dawn Hipp and I am employed by the Office of Regulatory Staff ("ORS") as the Director of Telecommunications, Transportation, Water and Wastewater.

2) My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.

3) It is the regular business practice of ORS to maintain certain business records required to be filed by providers of telecommunications service that are subject to the jurisdiction of the PSC.

4) As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.

5) On January 14, 2013, I examined the business records on file with ORS.

6) As a result of that examination, I attest that the Gross Receipts Forms, Annual Report Forms or USF Reports have not been filed with ORS by the following providers of telecommunications service as of January 14, 2013: (Exhibit A, Exhibit B, and Exhibit C)

EXHIBIT D

7) I and/or personnel under my direction researched the South Carolina Secretary of State's website in order to determine the corporate status of the business entities listed in Exhibit A, Exhibit B and Exhibit C of this petition. I attest that, to the best of my knowledge, the corporate statuses of the business entities listed in Exhibit A, Exhibit B and Exhibit C are accurate.

AND FURTHER THE AFFIANT SAYETH NOT.

DAWN M. HIPP
Director
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, South Carolina 29201

Sworn and subscribed before me
this 17th day of JANUARY, 2013

Notary Public for South Carolina
My Commission Expires:

FAITH SHEHANE
Notary Public, State of South Carolina
My Commission Expires 8/1/2022

BEFORE

THE PUBLIC SERVICE COMMISSION

OF SOUTH CAROLINA

DOCKET NO. 2013-34-C

IN RE: Petition of the Office of Regulatory Staff For the Commission to Order a Rule to Show Cause as to Why the Certificates of Public Convenience and Necessity For Certain Providers of the Telecommunications Services Should Not Be Revoked	)	**CERTIFICATE OF SERVICE**

This is to certify that I, Faith E. Shehane, have this date served one (1) copy of the **PETITION FOR RULE TO SHOW CAUSE** in the above-referenced matter to the person(s) named below by causing said copy to be deposited in the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below:

PLEASE SEE NEXT PAGE FOR LIST OF PARTIES SERVED

Faith E. Shehane

January 17, 2013
Columbia, South Carolina

ASP Communications
PO Box 581
Commerce, GA 30529

Cinemark USA, Inc.
3900 Dallas Pkwy. - Suite 500
Plano, TX 75093

Coin Phone Management Company
1846 Cargo Court
Louisville, KY 40299

First American Telecommunication Corporation
1800 W. Broward Blvd.
Ft. Lauderdale, FL 33312

Garvin Oil Company, Inc.
PO Box 1249
Wagener, SC 29164-1249

Joseph M. Swails
609 N Palmetto St
Summerville, SC 29483

Ljam, Inc.
1119 Charleston Hwy
West Columbia, SC 29169

Melanie H. Hodgin
141 W Ballpark Rd
Gaston, SC 29053

Payphone Partners, Inc.
2520 Sardis Rd N, Ste 100
Charlotte, NC 28227

Point South Kamp Ground, Inc.
14 Campground Rd.
Yemassee, SC 29945

R & T Communications System
PO Box 897
Goose Creek, SC 29445

Association Administrators, Inc.
180 E Main St, #200
Smithtown, NY 11787

Global NAPS South Carolina, Inc.
9 Executive Park Dr
Billerica, MA 1862

Go-Solo Technologies, Inc.
10701 Danka Way North, Suite 100
St. Petersburg FL 33716

Legacy Long Distance International, Inc.
10833 Valley View Street Ste 150
Cypress, CA 90630

Managed Services, Inc.
PO Box 1253
Bellmore, NY 11710

Navacore, LLC
PO Box 3413
Rock Hill, SC 29732

Navigator Telecommunications, LLC
PO Box 13860
North Little Rock, AR 72113-0860

NobelTel, LLC
3100 Cumberland Blvd, Ste 900
Atlanta, GA 30339

Pac-West Telecomm, Inc.
4550 Lakefield Bend
Berkeley Lake, GA 30096

Quad Comm, LLC
3562 SW 24th Ave Rd
Ocala, FL 34471

Snap Telecommunications, Inc.
925 Wappoo Rd., Suite B
Charleston, SC 29407-5969

Samuel S. Graham
d/b/a Graham Payphone Enterprises
2248 Canterbury Dr.
Kannapolis, NC 28081

StarQuest Telecom, Inc.
d/b/a Future Phones
509 Knob Hill Ct. E
Evans GA30809

Suntel
PO Box 397
Camden, SC 29020

World Communications Network, Inc.
228 Mill St.
Taylors, SC 29687-2444

STi Prepaid, LLC
1250 Broadway, 25th Fl
New York, NY 10001

Tennessee Telephone Service, LLC
d/b/a Freedom Communications USA, LLC
220 Creekside Dr
Dickson, TN 37055

Telecom Services of the Low Country, LLC
2121 Boundary Street, Suite 108
Beaufort, SC 29906