

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application of NU-TEL, INC.	)	DOCKET NO. 870621-TC
for approval of a sale and transfer	)	
of assignment of existing Certificate	)	ORDER NO. 21505
No. 1248 to TEL-STAR TELEPHONE COMPANY,	)	
INC.	)	ISSUED: 7-5-89
	)	

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman  
 THOMAS M. BEARD  
 JOHN T. HERNDON

ORDER CANCELLING CERTIFICATE NO. 1248

BY THE COMMISSION:

By Order No. 19649, issued July 11, 1988 this Commission required Tel-Star Telephone Company, Inc. (Tel-Star) to show cause why its pay telephone service (PATS) certificate of public convenience and necessity number 1248 should not be cancelled for Tel-Star's failure to comply with Rule 25-24.515, Florida Administrative Code, and Order No. 18628. Tel-Star was to file its written response, if any, to Order No. 19649 by the close of business on August 1, 1988.

Tel-Star never responded to Order No. 19649 and has never made any type of contact with this Commission or our staff since our issuance of Order No. 19649. By the terms of Order No. 19649, Tel-Star has admitted the violations alleged and waived any right to a hearing. Accordingly Tel-Star's PATS certificate number 1248 is hereby cancelled. Tel-Star is directed to return its certificate forthwith to this Commission. Our cancellation of this certificate in no way diminishes Tel-Star's obligation to pay any outstanding fines or applicable regulatory assessment fees.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Tel-Star Telephone Company, Inc.'s certificate of public convenience and necessity number 1248 is cancelled effective upon the issuance of this Order. It is further

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ORDERED that Tel-Star Telephone Company, Inc., if it has not already done so, is to return its certificate and remit any and all outstanding fines or regulatory assessment fees due the Florida Public Service Commission. It is further

ORDERED that this docket shall remain open.

By ORDER of the Florida Public Service Commission,  
this 5th day of July, 1989.

  
STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

ABG

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, 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 or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal

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in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.