

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

| | | |
|--|---|----------------------|
| In re: Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 1667 issued to TEL-STAR TELECOM, INC. for violation of Rule 25-24.480(4)(a)(b), F.A.C., Records and Reports, Rules Incorporated |) | DOCKET NO. 911113-TI |
| |) | ORDER NO. 25588 |
| |) | ISSUED: 1/9/92 |
| |) | |
| |) | |
| |) | |

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 SUSAN F. CLARK
 J. TERRY DEASON
 BETTY EASLEY

ORDER REQUIRING TEL-STAR TELECOM, INC.
TO SHOW CAUSE IN WRITING WHY CERTIFICATE NO. 1667
SHOULD NOT BE CANCELLED FOR VIOLATION OF RULE 24.480 (4)(A) AND
(B), FLORIDA ADMINISTRATIVE CODE

BY THE COMMISSION:

Tel-Star Telecom, Inc. (Telstar or the Company) has been a certificated interexchange telecommunications company since July 21, 1987. As of September, 1991, however, mail addressed to the Company was being returned to our Division of Records and Reporting with no forwarding address. Our efforts to contact the Company have been futile. Under the circumstances, we find that Telstar shall be required to show cause in writing why Certificate No. 1667 should not be cancelled pursuant to Rule 25-24.474 (1)(b), Florida Administrative Code, for violation of Rule 25-24.480 (4)(a)(b), Florida Administrative Code. The latter Rule provides that:

(4)-Each company shall file updated information for the following items with the Division of Communications and the Division of Records & Reporting within 10 days after such changes occur, (a)-The address of the certificate holder's main corporate and Florida offices (if any), including street name and address and post office box, city, state and zip code, (b)-Telephone number, name, and address of the individual who is to serve as primary liaison with the Commission in regards to the ongoing Florida operations of the certificated company.

Should the Company fail to timely respond to this Order, such failure shall be deemed an admission of all allegations above,

DOCUMENT NUMBER-DATE

00306 JAN-9 1992

FPSC-RECORDS/REPORTING

ORDER NO. 25588
DOCKET NO. 911113-TI
PAGE 2

shall constitute a default pursuant to 25-22.037(4), Florida Administrative Code, and shall result in the cancellation of Certificate No. 1667.

Based upon the foregoing, it is

ORDERED by the Florida Public Service Commission that TEL-STAR TELECOM, INC. is hereby required to show-cause in writing why Certificate No. 1667 should not be cancelled for violation of Rule 25-24.480 (4) (a) (b), Florida Administrative Code. It is further

ORDERED that any response to this Order be filed pursuant to the requirements set forth below. It is further

ORDERED that if a TEL-STAR TELECOM, INC. fails to file a timely response to this Order, Certificate No. 1667 shall be cancelled and this Docket shall be closed.

By ORDER of the Florida Public Service Commission, this 9th
day of the JANUARY, 1992.


STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

CWM

ORDER NO. 25588
DOCKET NO. 911113-TI
PAGE 3

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.

This order is preliminary, procedural or intermediate in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.037(1), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on 1/9/92.

Failure to respond within the time set forth above shall constitute an admission of all facts and a waiver of the right to a hearing pursuant to Rule 25-22.037(3), Florida Administrative Code, and a default pursuant to Rule 25-22.037(4), Florida Administrative Code. Such default shall be effective on the day subsequent to the above date.

If an adversely affected person fails to respond to this order within the time prescribed above, that party may request judicial review by the Florida Supreme Court in the case of any electric, gas or telephone utility or by the First District Court of Appeal 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 of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure.