

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for)
reinstatement of Pay Telephone) DOCKET NO. 921029-TC
Certificate No. 3017 by JOHN) ORDER NO. PSC-92-1306-FOF-TC
C. THOMAS D/B/A EL TORO) ISSUED: 11/12/92
BARBER SHOP.)
_____)

The following Commissioners participated in the disposition of this matter:

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

ORDER REINSTATING PAY TELEPHONE CERTIFICATE

BY THE COMMISSION:

On March 13, 1992, John C. Thomas d/b/a El Toro Barber Shop (El Toro) was certificated to provide pay telephone service. On June 25, 1992, El Toro filed its regulatory assessment fee for the period January 1 - June 30, 1992. On August 6, 1992, El Toro's certificate was cancelled by this Commission. On September 1, 1992, a representative of El Toro informed staff that El Toro had not requested cancellation of its certificate, No. 3017. Staff subsequently determined that the request for cancellation of PATS Certificate No. 1283, belonging to Mr. Michaeljohn, had been inadvertently attached to El Toro's regulatory assessment fee filing.

El Toro Barber Shop informed this Commission that it did not request cancellation of its pay telephone certificate as indicated in Commission Order No. PSC-92-0763-FOF-TC, issued on August 6, 1992. Further, El Toro indicated it did not receive notice that its certificate was to be cancelled until the local exchange company was in the process of disconnecting its pay telephone line. Order No. PSC-92-0763-FOF-TC, granting voluntary cancellation, was a final order and thus El Toro was not given the opportunity to respond.

Therefore, we find it appropriate to reinstate PATS Certificate No. 3017, belonging to John C. Thomas d/b/a El Toro Barber Shop.

DOCUMENT NUMBER-DATE
13264 NOV 12 1992
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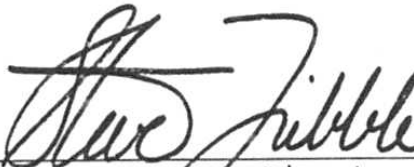
ORDER NO. PSC-92-1306-FOF-TC
DOCKET NO. 921029-TC
PAGE 2

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that PATS Certificate No. 3017, belonging to John C. Thomas d/b/a El Toro Barber Shop be reinstated upon issuance of this Order. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission this 12th day of November, 1992.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

PLT

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.

ORDER NO. PSC-92-1306-FOF-TC
DOCKET NO. 921029-TC
PAGE 3

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 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 Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.