

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for) DOCKET NO. 921171-TI
Certificate to provide) ORDER NO. PSC-94-0460-FOF-TI
Interexchange Telecommunications) ISSUED: April 18, 1994
service by One Stop Financial.)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION

ORDER REQUIRING ONE STOP FINANCIAL, INC. TO CEASE AND DESIST PROVIDING REGULATED SERVICES WITHOUT A CERTIFICATE, REQUIRING ALL REGULATED INTEREXCHANGE CARRIERS TO DISCONTINUE PROVIDING INTRASTATE INTEREXCHANGE TELECOMMUNICATIONS SERVICES TO ONE STOP FINANCIAL, INC. AND IMPOSING A \$5,000 FINE FOR VIOLATION OF RULE 25-24.470, FLORIDA ADMINISTRATIVE CODE AND SECTION 364.433, FLORIDA STATUTES

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On October 11, 1993, this Commission issued Order No. PSC-93-1481-FOF-TI requiring One Stop Financial, Inc. (OSF) to show cause why it should not be fined up to \$25,000 for violation of Rule 25-24.470, Florida Administration Code and Section 364.433, Florida Statutes. That Order also provided if OSF failed to respond it would be deemed to have agreed to the entry of a default and waiver of any right to a formal hearing.

Essentially, OSF was charged with acting as a switchless reseller of volume discounted outbound telecommunication service without obtaining the required certificate.

To date no response to Order No. PSC-93-1481-FOF-TI has been received from OSF.

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Due to OSF's failure to submit a tariff that complies with the Commission's requirements and its failure to respond to Order No. PSC-93-1481-FOF-TI, we find it appropriate to enter a default and imposed a fine of \$5,000.00.

Also in accordance with Rule 25-24.4701 (3), Florida Administrative Code, we are ordering, hereinafter, that OSF shall cease and desist reselling or rebilling interexchange telecommunication services. Further, all certificated carriers are being ordered to discontinue providing any interexchange telecommunications services to OSF.

It is therefore,

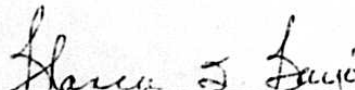
ORDERED by the Florida Public Service Commission that One Stop Financial, Inc. shall cease and desist providing, reselling, or rebilling for, any interexchange telecommunications services within the State of Florida. It is further

ORDERED that all certificated interexchange telecommunications providers shall discontinue providing any and all intrastate interexchange telecommunications services to One Stop Financial, Inc. It is further

ORDERED that a fine of \$5,000.00 is hereby imposed upon One Stop Financial, Inc. and said fine shall be paid to this Commission within 15 days of the date of this Order. It is further

ORDERED that this Order shall become final unless an appropriate petition for formal proceeding is received by the Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on the date indicated in the Notice of Further Proceedings or Judicial Review.

By ORDER of the Florida Public Service Commission, this 18th day of April, 1994.



BLANCA S. BAYO, Director
Division of Records and Reporting

(S E A L)
MRC:bmi

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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. 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 25-22.029(4), 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 May 9, 1994.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater 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. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.