

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for waiver of
Rules 25-24.620(2)(c) and (d)
and 25-4.515(7), F.A.C., by
AmeriTel Pay Phones, Inc.

DOCKET NO. 960570-TC
ORDER.NO. PSC-97-0594-FOF-TC
ISSUED: May 23, 1997

The following Commissioners participated in the disposition of
this matter:

JULIA L. JOHNSON, Chairman
SUSAN F. CLARK
J. TERRY DEASON
JOE GARCIA
DIANE K. KIESLING

ORDER ACKNOWLEDGING WITHDRAWAL OF PROTEST
AND REINSTATING ORDER NO. PSC-96-1063-FOF-TC

BY THE COMMISSION:

On May 6, 1996, AmeriTel Pay Phones, Inc. (AmeriTel) filed a petition for waiver of our rules and policies to permit provision of 0+ local and 0+ intraLATA calls utilizing store-and-forward technology at pay telephones located in correctional facilities and other confinement facilities. On August 20, 1996, we issued Order No. PSC-96-1063-FOF-TC (Order) granting AmeriTel's waiver petition.

On September 6, 1996, ALLTEL Florida, Inc. (ALLTEL) filed a protest of our Order, and the matter was set for hearing. Subsequently, on February 27, 1997, ALLTEL filed a withdrawal of its protest.

With ALLTEL's protest withdrawn, there are no further issues for us to address. Accordingly, we acknowledge that ALLTEL has withdrawn its protest of Order No. PSC-96-1063-FOF-TC, reinstate the Order, and declare the Order final and effective on May 6, 1997, the date of our decision herein.

Based on the foregoing, it is

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ORDERED by the Florida Public Service Commission that we acknowledge that ALLTEL Florida, Inc. has withdrawn its protest. It is further

ORDERED that Order No. PSC-96-1063-FOF-TC shall be reinstated as a Final Order, effective May 6, 1997. It is further

ORDERED that this docket be closed.

By ORDER of the Florida Public Service Commission, this 23rd day of May, 1997.

BLANCA S. BAYÓ, Director
Division of Records and Reporting



Kay Flynn, Chief
Division of Records

(S E A L)

WPC

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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 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 and/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 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.