

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 3579 issued to Corporate Communications Group, Inc. for violation of Rule 25-4.043, F.A.C., Response to Commission Inquiries, and 25-4.0161, F.A.C., Regulatory Assessment Fees.

DOCKET NO. 970915-TI  
ORDER NO. PSC-97-1051-FOF-TI  
ISSUED: September 9, 1997

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTION  
ORDER IMPOSING FINE AND REQUIRING PAYMENT OF  
REGULATORY ASSESSMENT FEES OR CANCELING  
INTEREXCHANGE TELECOMMUNICATION CERTIFICATE  
AND DIRECTING CERTIFICATED INTEREXCHANGE  
TELECOMMUNICATIONS PROVIDERS  
TO DISCONTINUE SERVICE

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.

Corporate Communications Group, Inc. (CCGI), an interexchange telecommunications carrier (IXC), currently holds certificate of public convenience and necessity number 3579, issued by the

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FPSC-RECORDS/REPORTING

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Commission on September 14, 1994, authorizing the provision of interexchange telecommunications service. CCGI has not paid the regulatory assessment fees required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, for the years 1994 and 1996. The regulatory assessment fee form was mailed to CCGI in December, 1993, for the period of January 1, 1994, through December 31, 1994 and in December, 1995, for the period of January 1, 1996, through December 31, 1996. Pursuant to Rule 25-4.0161(2), Florida Administrative Code, the form and applicable fees are due to the Florida Public Service Commission by January 30 of the subsequent year. Staff attempted to notify CCGI of its delinquency on May 23, 1997 via certified mail. The Commission's correspondence was returned. Staff also attempted to telephone CCGI at the number listed in the Master Commission Directory and discovered that number has been disconnected. CCGI has not responded to Commission inquiries contrary to Rule 25-4.043, Florida Administrative Code. Additionally, Staff has discovered that CCGI is currently involved in bankruptcy proceedings.

For the reasons described above, pursuant to Rule 25-24.474(1)(b) and (c), Florida Administrative Code, we find it appropriate to cancel CCGI's certificate, for failure to comply with Section 364.336, Florida Statutes, Rule 25-4.043. CCGI's Certificate will be canceled due to pendency of bankruptcy proceedings, in lieu of a fine.

The cancellation of the certificate and the closing of the docket in no way diminishes CCGI's obligation to pay applicable delinquent regulatory assessment fees, statutory penalties, and interest charges.

Upon the cancellation of CCGI's certificate, all certificated interexchange carriers in the State of Florida are instructed to discontinue service to CCGI, pursuant to Rule 25-24.4701(3), Florida Administrative Code, Provision of Regulated Telecommunications Service to Uncertificated Resellers Prohibited. Any certificated interexchange carriers providing service to CCGI must contact the Commission at the conclusion of the response period indicated herein in order to determine if CCGI's certificate has been canceled.

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Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Corporate Communications Group, Inc.'s certificate shall be canceled, and the docket shall be closed. It is further

ORDERED that the cancellation of the certificate and the closing of the docket in no way diminishes Corporate Communications Group, Inc.'s obligation to pay applicable delinquent regulatory assessment fees, statutory penalties, and interest charges. It is further

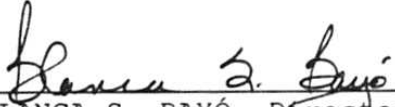
ORDERED that all certificated interexchange telecommunication providers shall discontinue service to Corporate Communications Group, Inc. upon verification of the cancellation of the certificate at the conclusion of the response period set forth in this Order. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective unless an appropriate petition, in the form provided by Rule 25-22.036, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed upon payment of the fines, and fees, or upon cancellation of the certificate.

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By ORDER of the Florida Public Service Commission, this 9th  
day of September, 1997.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

JRB

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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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

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Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on September 30, 1997.

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 substantially 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.