

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for cancellation of Shared Tenant Certificate No. 2034 by BURDICK & DAVES)))))	DOCKET NO. 900622-TS
In re: Request for cancellation of Shared Tenant Services Certificate No. 2141 by MICHAEL LECHTMAN, P.A.)))))	DOCKET NO. 900624-TS ORDER NO. 23476 ISSUED: 9-12-90

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, Chairman
THOMAS M. BEARD
BETTY EASLEY
GERALD L. GUNTER
FRANK S. MESSERSMITH

NOTICE OF PROPOSED AGENCY ACTION
ORDER CANCELLING CERTIFICATES NOS. 2034 and 2141

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 formal proceeding pursuant to Rule 25-22.029, Florida Administrative Code.

On the dates indicated below, the following parties requested the cancellation of their Certificates of Public Convenience and Necessity as indicated below:

<u>DATE OF REQUEST</u>	<u>NAME</u>	<u>CERTIFICATE NO.</u>
June 26, 1990	Burdick & Considine	2034
June 27, 1990	Michael Lechtman, P.A.	2141

The certificates were for the provision of shared tenant services (STS) on key systems with six (6) lines or less. Each of the parties certifies that it is no longer sharing its telephone system with anyone outside of the business entity

DOCUMENT NUMBER-DATE

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making the request. After review of these requests, we have determined that these parties have paid the applicable regulatory assessment fees, and no longer share their telephone systems. Therefore, we grant the respective applications for the cancellation of Certificates of Public Convenience and Necessity Nos. 2034 and 2141.

The dockets listed in this Order will be closed following expiration of the period specified in this Order unless an appropriate petition for hearing, protesting a specific docket, is filed by one whose substantial interests may or will be affected by this proposed agency action, as provided by Florida Administrative Code Rules 25-22.029 and 25-22.036(7)(a). A petition protesting the action proposed here with regard to a specific docket filed by one whose substantial interests are affected will not prevent our proposed action from becoming final as to any other docket listed in this Order.

It is, therefore,

ORDERED by the Florida Public Service Commission that the requests of:

Burdick & Davis
324 Datura Street, Suite 200
West Palm Beach, Florida 33401-5415, and,

Michael Letchman, P.A.
17001 N.E. 6th Avenue
North Miami Beach, Florida 33162,


respectively, for the cancellation of Certificates of Public Convenience and Necessity Nos. 2034 and 2141, are hereby approved. It is further

ORDERED that this order will become final on the date specified below, if there is no protest to that proposed agency action within the time frame set forth below. It is further

ORDERED that the above-noted certificates be surrendered for cancellation within twenty (20) days of the date this order becomes final.

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By ORDER of the Florida Public Service Commission, this 12th
day of SEPTEMBER, 1990.


STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

PAK

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 October 3, 1990.

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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, and as reflected in a subsequent order.

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