

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Cancellation by Florida) DOCKET NO. 930057-TI
Public Service Commission of) ORDER NO. PSC-93-0432-FOF-TI
Interexchange Telecommunications) ISSUED: 03/22/93
Certificate No. 3122, issued to)
ALTERNATIVE NETWORK SERVICES,)
INC., for violation of Rule 25-)
24.480, F.A.C., Reports and)
Records; Rules Incorporated.)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
THOMAS M. BEARD
SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION
ORDER CANCELLING CERTIFICATE

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 adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On October 1, 1992, we issued Order No. PSC-92-1093-FOF-TI granting Alternative Network Services, Inc. (ANS) the authority to provide interexchange service. On October 23, 1992 we issued Certificate No. 3122 to ANS. As a certificated telecommunications company ANS is subject to our jurisdiction, pursuant to Chapter 364, Florida Statutes.

On January 4, 1993, notice was filed that ANS had moved and no forwarding address had been left with the postal service. All attempts to contact the utility have failed.

Pursuant to Rule 25-24.480 (3) (a) (b), Florida Administrative Code, Records and Reports; Rules Incorporated, each company is allowed 10 days to file updated information indicating any change in the certificate holder's address (including street name and address, post office box, city), telephone number and any change in the name and address of the individual who is serving as primary liaison with this agency.

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Since the company failed to comply, we find it appropriate to order cancellation of ANS's certificate in accordance with Rule 25-24.747(b), Florida Administrative Code, Cancellation of a Certificate, for violation of Commission Rules or orders as provided by Section 364.285, Florida Statutes.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Certificate No. 3122 held by Alternative Network Services, Inc. be cancelled. It is further

ORDERED that the effective date of this cancellation is the day subsequent to the date specified below, if no protest to the proposed agency action is filed within the time frame set forth below. If no such protest is filed, this docket shall close at the end of the proposed agency action period.

By ORDER of the Florida Public Service Commission this 22nd day of March, 1993.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

CWM

by: Kay Flynn

Chief, Bureau of Records

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 April 12, 1993.

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.