

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of ) DOCKET NO. 951109-TI  
merger of TRESKOM USA, INC. and ) ORDER NO. PSC-95-1488-FOF-TI  
TOTAL TELECOMMUNICATIONS , INC. ) ISSUED: November 30, 1995  
d/b/a TTI and cancellation of )  
Interexchange Telecommunications )  
Certificate No. 2441. )  
\_\_\_\_\_)

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTION  
ORDER APPROVING MERGER AND  
CANCELLATION OF CERTIFICATE

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.

By Order No. PSC-94-1147-FOF-TI, issued September 16, 1994, this Commission approved the purchase of all outstanding stock of Total Telecommunications, Inc. (TTI) by TresCom USA, Inc. (TresCom). Since November 30, 1994, the effective date of the transfer, TTI has operated as a wholly owned subsidiary of TresCom.

On September 12, 1995, TresCom filed a request for approval of a merger of TTI into TresCom and for the cancellation of TTI's Certificate, No. 2441. TresCom argues that the proposed merger is in the public interest because it will allow TresCom to expand services, improve existing services, and become a stronger, more nationally recognized competitor. According to TresCom, its rates are also either equal to or lower than those offered by TTI. TresCom further argues that, if the merger is approved, it will inform TTI's customers thereof, and that there will be no customer dislocation nor discontinuance of service as a result of the merger.

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Upon consideration of the above, it appears that it is in the public interest to approve the proposed merger and cancel Certificate No. 2441.

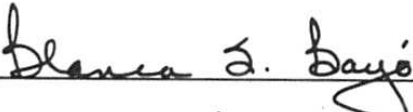
It is, therefore,

ORDERED by the Florida Public Service Commission that the merger between TresCom USA, Inc. and Total Telecommunications, Inc., is approved. It is further

ORDERED that Certificate No. 2441 is canceled. It is further

ORDERED that, unless a person whose interests are substantially affected files a petition in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 30th day of November, 1995.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

RJP

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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on December 21, 1995.

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.