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HEALTH LIABILITY MANAGEMENT CORPORATION

Health Management Systems Inc.

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION
NOTICE OF PETITION FOR A FORMAL PROCEEDING
IN ACCORDANCE WITH RULE 25-22.029 FLORIDA ADMINISTRATIVE CODE**

July 11, 1997

Name: STATE OF FLORIDA PUBLIC SERVICE COMMISSION

Address: 2540 Shumared Oak Boulevard

City, State or Province Postal Code: Tallahassee, Florida 32399-0870

Dear: Julia L. Johnson, Chairman:

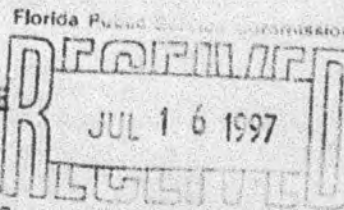
The Petition for a Formal Proceeding in accordance with Rule 25-22.029, Florida Administrative Code. This Formal Proceeding is being filed in behalf of HLMC, and its Attornies, and its representatives whose interests are substantially affected and thus requests a formal proceeding to attest the denial of HLMC for a

ACK	_____	Certificate of Public Convenience and Necessity to provide statewide
AFA	<u>1</u> _____	interexchange telecommunication service. The following
APP	_____	Commissioners whom participated in this disposition of this matter
CAF	_____	are misinformed about HLMC's application lacking the required
CMU	<u>1</u> _____	financial information as required by Section 364.337, and for failing
CTR	_____	to furnish the required documentation of registration with the
EAG	_____	Secretary of State, Division of Corporations to conduct business in the
LEG	<u>1</u> _____	State of Florida as required in Form PSC/CMU 31 (3/96) which is
LIN	<u>5</u> _____	incorporated by reference in Rule -24.471(1) Florida Administrative
OPC	_____	Code.
RCH	_____	
SEC	<u>1</u> _____	
WAS	_____	
OTH	_____	

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING




LEGAL DIVISION

- Forewith several reasons for filing for this petition for a formal proceeding, under Rule 25-22.029, Florida Administrative Code are the Florida State Secretary of State, Division of Corporation documentation of regristration to conduct business in the State of Florida was sent to the State of Florida Public Service Commission staff in a HLMC business plan, and the Commission of the State of Florida Service Commission could have checked with the Florida Secretary of State, Division of Corporations and the Commission would have found that HLMC registration is current, and active by reference of HLMC business plan.
- Further the Commission should be advised that the requirements of Section 364.337 (3), in which HLMC filed its application were also in the same business plan and met the requirements as required in Section 364.337(3) of having atleast \$25,000 unencumbered to operate as a CLEC in the State of Florida. Further the IRS tax records in the business plan, accompanied by audited annual finacial, and balance sheets, auditors notes all the way from 1990 till present of the first two quarters of 1997, and a proper format, estimated earnings signed by HLMC's Chief Financial Officer, and CEO which is the proper requirements to do business in the State of Florida as an interexchange carrier under Section 364.337(3) for the proper financial information necessary for the requisites under the Florida Statues.
- There was also a letter in the defense of HLMC by GTE providing assistance to HLMC as their duties and obligations in the Deregulation Telecommunications Act, Bill, and Law of 1996 of the open entry policies proscribe, in which HLMC has been operating with as a Long Distance interstate interexchange carrier with the tarrif approval of the F.C.C. 214,5,2, and 1, since May 23, 1997 and in 38 other States such as the State of Kentucky after being approved for the Certificate of Convenience and Necessity as an intrastate interexchange carrier, and in which GTE and thier representatives will be adversely affected by this type of disposition by the State of Florida Public Service Commission.

In re: Order No. PSC-97-0741-FOF-TI: Docket No.960811-TI

Furthermore HLMC prays that the State of Florida Public Service Commission grant its Certificate of Public Convenience, and Necessity in the public interest in promoting competition, in this formal procedure in accordance with Rule 25-22.029.

Sincerely,


Dr. Michael Weilert, Principle