

ORIGINAL

FeroNetworksSM
Carrier Class For the EnterpriseSM

2870 Peachtree Rd.
#168
Atlanta, GA 30305
404-321-9100
404-842-3849 (Fax)

June 22, 2003

VIA U.S. POSTAL SERVICE

Florida Public Service Commission
Division of the Commission Clerk and Administrative Services
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

RECEIVED
JUN 25 AM 10:06
COMMISSION
CLERK

Re: Docket No. 030041-TX – Request for Withdrawal

Dear Sir/Madam:

On May 30, 2003 FeroNetworks, Inc. requested the withdrawal of its application for a certificate to provide alternative local exchange telecommunications service, which was originally filed on January 9, 2003, and assigned Docket No. 030041-TX. The Florida Public Service Commission received the request for withdrawal on June 2, 2003 (see Attachment "A").

On June 9, 2003 the Florida Public Service Commission issued Order No. PSC-03-0693-PAA-TX granting FeroNetworks, Inc. a certificate to provide alternative local exchange telecommunications service (see Attachment "B").

If Order No. PSC-03-0693-PAA-TX has not already been cancelled, FeroNetworks requests the cancellation of this ALEC certificate. An original and six (6) copies of this request are provided.

Please date-stamp and return the extra copy of this cover letter to the undersigned in the postage-paid envelope provided.

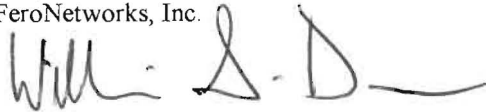
FeroNetworks' mailing address has changed. Future correspondence should be sent to the following address:

FeroNetworks, Inc
2870 Peachtree Rd.
#168
Atlanta, GA 30305-2918

RECEIVED & FILED
16
FPSC-BUREAU OF RECORDS

If you have any questions concerning this matter, or if you require additional information, please email me at william.dunn@feronetworks.com or give me a call at 404-321-9100.

Respectfully submitted,
FeroNetworks, Inc.



By: William S. Dunn (VP and Chief Technology Officer)

US
AF
MP
OM
TR
CR
L
C
IS
C
H

Attachments

None
None
Done 6/26/03

03 JUN 25 AM 8:49

DISTRIBUTION CENTER
DOCUMENT NUMBER DATE
05648 JUN 25 8
FPSC-COMMISSION CLERK

ATTACHMENT "A"

FeroNetworksSM
Carrier Class For the EnterpriseSM

2885 Clairmont Rd. NE
Suite C4
Atlanta, GA 30329
404-321-9100
404-842-3849 (Fax)

May 30, 2003

VIA U.S. POSTAL SERVICE

Florida Public Service Commission
Division of the Commission Clerk and Administrative Services
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

COMMISSION
CLERK

03 JUN - 2 AM 10: 30

RECEIVED FPSC

Re: Docket No. 030041-TX – Request for Withdrawal

Dear Sir/Madam:

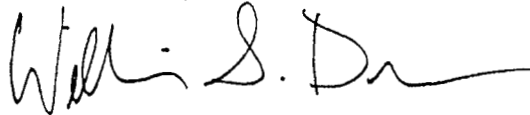
FeroNetworks, Inc. requests the withdrawal of its application for a certificate to provide alternative local exchange telecommunications service, which was filed on January 9, 2003, and assigned Docket No. 030041-TX. An original and six (6) copies of this request are provided.

Please date-stamp and return the extra copy of this cover letter to the undersigned in the postage-paid envelope provided.

If you have any questions concerning this matter, or if you require additional information, please email me at william.dunn@feronetworks.com or give me a call at 404-321-9100.

Respectfully submitted,

FeroNetworks, Inc.



By: William S. Dunn (VP and Chief Technology Officer)

RECEIVED & FILED

15
FPSC-BUREAU OF RECORDS

ATTACHMENT "B"

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificate to provide alternative local exchange telecommunications service by FeroNetworks, Inc.

DOCKET NO. 030041-TX
ORDER NO. PSC-03-0693-PAA-TX
ISSUED: June 9, 2003

The following Commissioners participated in the disposition of this matter:

- LILA A. JABER, Chairman
- J. TERRY DEASON
- BRAULIO L. BAEZ
- RUDOLPH "RUDY" BRADLEY
- CHARLES M. DAVIDSON

NOTICE OF PROPOSED AGENCY ACTION
ORDER GRANTING CERTIFICATE TO
PROVIDE ALTERNATIVE LOCAL EXCHANGE
TELECOMMUNICATIONS SERVICES

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.

FeroNetworks, Inc. (FeroNetworks) has applied for a certificate to provide Alternative Local Exchange Telecommunications (ALEC) service, pursuant to Section 364.337, Florida Statutes. Upon review of its application, it appears that FeroNetworks has sufficient technical, financial, and managerial capability to provide such service. Accordingly, we hereby grant to FeroNetworks Certificate No. 8347 which shall authorize it to provide ALEC services throughout the State of Florida.

If this Order becomes final and effective, it shall serve as FeroNetworks's certificate. FeroNetworks should, therefore, retain

ORDER NO. PSC-03-0693-PAA-TX
DOCKET NO. 030041-TX
PAGE 2

this Order as proof of certification. We are vested with jurisdiction over this matter pursuant to Sections 364.335 and 364.337, Florida Statutes.

ALEC providers are subject to Chapter 25-24, Florida Administrative Code, Part XV, Rules Governing Telecommunications Service Provided by Alternative Local Exchange Companies. ALEC providers are also required to comply with all applicable provisions of Chapter 364, Florida Statutes, and Chapter 25-4, Florida Administrative Code.

Pursuant to Section 364.337(2), Florida Statutes, basic telecommunications service provided by an ALEC "... must include access to operator services, "911" services, and relay services for the hearing impaired." Further, Section 364.337(2), requires that an ALEC's "911" service "... shall be provided at a level equivalent to that provided by the local exchange telecommunications company serving the same area."

In addition, under Section 364.336, Florida Statutes, certificate holders must pay a minimum annual Regulatory Assessment Fee (RAFs) of \$50 if the certificate was active during any portion of the calendar year. A RAFs Return notice will be mailed each December to FeroNetworks for payment by January 30th. Neither the cancellation of the certificate nor the failure to receive a RAFs Return notice shall relieve FeroNetworks from its obligation to pay RAFs.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that we hereby grant Certificate No. 8347 to FeroNetworks, Inc., which shall authorize it to provide Alternative Local Exchange Telecommunications services, subject to the terms and conditions set forth in the body of this Order. It is further

ORDERED that this Order shall serve as FeroNetworks, Inc.'s certificate and should be retained by FeroNetworks, Inc. as proof of certification. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance

ORDER NO. PSC-03-0693-PAA-TX
DOCKET NO. 030041-TX
PAGE 3

of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that in the event this Order becomes final, this docket shall be closed.

By ORDER of the Florida Public Service Commission this 9th Day of June, 2003.

/s/ Blanca S. Bayó

BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

This is a facsimile copy. Go to the Commission's Web site, <http://www.floridapsc.com> or fax a request to 1-850-413-7118, for a copy of the order with signature.

(S E A L)

VSM

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 that is available under Section 120.57, 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 will be granted or result in the relief sought.

ORDER NO. PSC-03-0693-PAA-TX
DOCKET NO. 030041-TX
PAGE 4

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. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on June 30, 2003.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.