

ORIGINAL
REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER

Date of Request: 12/15/2003 Date of Agenda Conference: 12/16/2003 Item No. 4

Docket No.: 030873-TX Brief Title: Application for CLEC certificate by Utility USA, Inc.

Requested by: Staff Other Applicant's Counsel

Please attach a copy of the written documentation filed (if other) _____ (Name)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

- Defer Item to Agenda Scheduled Date: _____
- Change Order of Item or Take Up at Time Certain
- Withdraw Item
- Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) **A copy of the front page of the recommendation must be provided to CCA by 12 noon on the regular filing date for use as a placeholder during agenda preparation.**
- Add Item to Published Agenda [see Section 120.525(2), F.S.] - Issue an ADDENDUM and give Legal NOTICE
- Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] - Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

Applicant has stated his intent to withdraw the application. An electronic version of the letter he plans to file with CCA is attached.

RECEIVED - FPSC
03 DEC 15 AM 11:09
COMMISSION CLERK

Signature (OPR Staff): *Ray Kern*

Initials (OPR Division Director or Designee): *RMK*

Signature (Legal Staff): *JR*

Initials (Legal Division Director or Designee): *ROM*

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office

Approve Request Deny Request

Initials: *MAB*

Date: 12/15/03

Comments:

JS
NF
WP
DM
FR
OR
CL
PC
MS
IC
TH
Thompson
Moses

CHAIRMAN's OFFICE:

Approve Request Deny Request

Initials: *AK*

Date: 12/15/03

Executive Suite will send the original to the Division of Commission Clerk and Administrative Services and return a copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Directors (OPR & OCR) and Attorney assigned to the docket.

DOCUMENT NUMBER-DATE
12996 DEC 15 03
FPSC-COMMISSION CLERK

WIGGINS & VILLACORTA, P.A.

Post Office Drawer 1657
Tallahassee Florida 32302
850-222-1358
850-222-1359 FAX

December 15, 2003

Ms. Blanca S. Bayo, Director
Division of Commission Clerk &
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 030873-Tx - Application For Certificate To Provide Competitive
Local Exchange Telecommunications Service By Utility USA, Inc. D/B/A Oscatel
Telecommunications.

Dear Ms. Bayo:

I represent Utility USA, Inc. in the above docket. Utility USA hereby withdraws its
application for a competitive local exchange telecommunications license. If there are
any questions about this withdrawal, please do not hesitate to contact me. Thank
you.

Sincerely,


Patrick K. Wiggins

cc: Jason Rojas, Esq.