

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: APPLICATION OF CENTRES COMMUNICA-)	DOCKET NO. 881346-TS
TIONS GROUP, INC. FOR A CERTIFICATE OF)	ORDER NO. 21070
PUBLIC CONVENIENCE AND NECESSITY TO)	ISSUED: 4-19-89
PROVIDE SHARED TENANT SERVICES.)	
_____)	

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, CHAIRMAN
 KATIE NICHOLS
 THOMAS M. BEARD
 GERALD L. GUNTER
 JOHN T. HERNDON

ORDER INITIATING SHOW CAUSE

BY THE COMMISSION:

Centres Communications Group, Inc. (Centres) initially filed an application on September 6, 1988, for authority to provide shared tenant services (STS) to the Ashley Tower complex located at 100 South Ashley Drive, Tampa, Florida. The application, as filed, clearly did not comply with the prerequisites of certification in Rule 25-24.471, Florida Administrative Code. Our Staff requested that Centres file a proper application which it did on October 14, 1988.

By letter dated October 18, 1988, our Staff learned from Shared Network Technologies, Inc. (ShareNet) that Centres and ShareNet had entered into an agreement to assign all of ShareNet's rights and obligations relating to the provision of STS service at the Ashley Drive address referenced above. The October 18th letter indicated that the transaction was effective on October 1, 1988. Centres began operation of the system and provision of service as of that date also.

Centres' application, as amended, contained the required background information. In Order No. 20563, issued on January 9, 1989, we found that, as Centres held other certificates to provide interexchange in the State of Florida, and that as it is a financially stable organization, capable of providing service, it should be authorized to provide STS at Ashley Tower. A proposed agency action was thereby issued which became effective on January 31, 1989.

Notwithstanding this finding, we find it necessary to express our concern over Centres' operation at this address without first obtaining our approval. The prior experience of Centres as a certificated company imposes upon it a heightened responsibility to comply with our orders and rules. Order No. 17111 requires that all STS providers be certificated before beginning operation.

We find therefore that Centres should show cause why it should not be fined \$500 for violation of Order No. 17111.

DOCUMENT NUMBER-DATE

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It is, therefore,

ORDERED by the Florida Public Service Commission that Centres Communications Group, Inc., 3001 Executive Drive, Suite 200, Clearwater, Florida 34622, show cause within twenty (20) days of the issuance of this Order why it should not be fined \$500 for violating Order No. 17111 by providing shared tenant services without this Commission's approval at the following location :

Ashley Tower
 100 South Ashley Drive
 Tampa, Florida 33602

It is further

ORDERED that any response filed by Centres must contain specific statements of fact and law. It is further

ORDERED that upon receipt of a response as outlined herein, and upon Centres' request, further proceedings will be scheduled by this Commission.

By ORDER of the Florida Public Service Commission, this 19th day of APRIL, 1989.

 STEVE TRIBBLE, Director
 Division of Records and Reporting

(S E A L)

ELJ

by: Kay Flynn
 Chief, Bureau of Records

NOTICE OF FURTHER PROCEEDING 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 order 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.

This order is preliminary, procedural of intermediate in nature. Any person whose substantial interests are adversely affected by the action proposed by this order may file a petition for a formal proceeding pursuant to Rule 25-22.037(1), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a), 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,

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Florida 32399-0870, by the close of business on May 8, 1989. Failure to respond by May 9, 1989 shall constitute an admission of all facts and a waiver of the right to a hearing pursuant to Rule 25-22.037(3), Florida Administrative Code, and a default pursuant to Rule 25-22.037(4), Florida Administrative Code. Such default shall be effective on May 9, 1989.

If an adversely affected person fails to respond to this order within the time prescribed above, that party 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 sewer 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 the default set forth in 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.