

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause)	DOCKET NO. 890569-TI
proceedings against MCN SERVICES, INC.)	
for failure to comply with 1988 annual)	ORDER NO. 22535
report requirements)	
<hr/>		ISSUED: 2-12-90

The following Commissioners participated in the disposition of this matter:

- MICHAEL McK. WILSON, Chairman
- THOMAS M. BEARD
- BETTY EASLEY
- GERALD L. GUNTER
- JOHN T. HERNDON

ORDER CANCELLING CERTIFICATE

BY THE COMMISSION:

By Order No. 21424, issued June 22, 1989, we required MCN Services, Inc. (MCN), to show cause why it should not be fined \$10,000 and why Certificate No. 2061 held by MCN should not be cancelled for failure to file the required 1988 Annual Report in violation of Rule 25-24.480, Florida Administrative Code. A written response was required by July 12, 1989. The company did not timely respond to Order No. 21424; however, the company did file a response along with a copy of its annual report on August 31, 1989. MCN claims its annual report was filed on February 21, 1989.

Our Staff has learned that MCN has been involuntarily dissolved by the Secretary of State. Based on Staff's further investigation, it appears that MCN is no longer providing service within Florida. Accordingly, we believe that the certificate held by MCN is no longer needed, and we will cancel Certificate No. 2061. Moreover, we direct all local exchange companies and interexchange carriers to discontinue intrastate service to MCN. In light of this action, we have elected not to impose a \$10,000 fine upon MCN.

Based on the foregoing it is

ORDERED by the Florida Public Service Commission that Certificate No. 2061 held by MCN Services, Inc., is hereby cancelled. It is further

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ORDERED that Docket No. 890569-TI is hereby closed.

By ORDER of the Florida Public Service Commission,
this 12th day of FEBRUARY, 1990.


STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

DLC

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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer utility by filing a notice of

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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 after the issuance 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.