

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Staff recommended) DOCKET NO. 930340-TC
Cancellation of Pay Telephone) ORDER NO. PSC-93-0694-FOF-TC
Certificate No. 3261 issued to) ISSUED: May 6, 1993
INTERNATIONAL TELEPHONE)
MANUFACTURING, INC.)
_____)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
THOMAS M. BEARD
SUSAN F. CLARK
JULIA L. JOHNSON

NOTICE OF PROPOSED AGENCY ACTION
ORDER CANCELLING CERTIFICATE NO. 3261

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 adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

By Order No. PSC-93-0119-FOF-TC, issued February 12, 1993, we issued Certificate No. 3261 to International Telephone Manufacturing, Inc. (ITMI), which authorized it to provide pay telephone services in the State of Florida. On March 18, 1993, we received back mail sent to ITMI at its official reported address. The Post Office reported that this address was vacated. When our Staff attempted to contact ITMI via telephone, it learned that ITMI had changed its telephone number, and that the new number was unpublished.

According to Rule 25-24.520(1), Florida Administrative Code, pay telephone services providers are required to keep this Commission apprised of any changes in name, address, or contact person. Under Rule 25-24.514(1), Florida Administrative Code, we may cancel a certificate for, among other things, the violation of any Commission rule.

ITMI failed to notify this Commission of the change in its address and telephone number, in violation of Rule 25-24.520(1), Florida Administrative Code. Accordingly, we find it appropriate to cancel Certificate No. 3261.

DOCUMENT NUMBER-DATE

04948 MAY-68

FPSC-RECORDS/REPORTING

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificate No. 3261, issued to International Telephone Manufacturing, Inc. is hereby cancelled. It is further

ORDERED that, unless a person whose substantial interests are affected by this Order files an appropriate petition prior to the expiration of the protest period, as set forth in the Notice of Further Proceedings, below, this docket will be closed.

By ORDER of the Florida Public Service Commission this 6th day of May, 1993.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

RJP

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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street,

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Tallahassee, Florida 32399-0870, by the close of business on May 27, 1993.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

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

If this order becomes final and effective on the date described above, any party adversely affected 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 wastewater 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 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.