

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Cancellation by Florida ) DOCKET NO. 940810-TI  
Public Service Commission of ) ORDER NO. PSC-94-1151-FOF-TI  
Interexchange Telecommunications ) ISSUED: September 16, 1994  
Service Certificate No. 2975 )  
issued to COLONIAL ENTERPRISE OF )  
BAY COUNTY, d/b/a COLONIAL )  
COMMUNICATION SYSTEMS for )  
violation of Rule 25-24.480, )  
F.A.C., Records and Reports; )  
Rules Incorporated. )

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman  
SUSAN F. CLARK  
JOE GARCIA  
JULIA L. JOHNSON  
DIANE K. KIESLING

NOTICE OF PROPOSED AGENCY ACTION  
IMPOSING FINE OR CANCELLING INTEREXCHANGE CERTIFICATE

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 in accordance with Rule 25-22.029, Florida Administrative Code (F.A.C.).

Rule 25-24.480(3)(a), F.A.C., requires each certificated Interexchange Carrier (IXC) to file any changes in the certificate holder's address (including street name and address, post office box, city) or telephone number, with the Commission, within ten (10) days of the change. Also, Rule 25-24.480(3)(b), F.A.C. requires any changes relating to the individual who is serving as primary liaison with the Commission to be reported within ten (10) days of the change.

We received notice from our Division of Records and Reporting that mail sent to Colonial Enterprise of Bay County d/b/a Colonial Communication Systems (CCS) on June 9 and 22, 1994 was returned.

DOCUMENT NUMBER-DATE  
09558 SEP 16 1994  
FPSC-RECORDS/REPORTING

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Further investigation revealed that CCS's telephone is no longer in service.

Rule 25-25.474, F.A.C. authorizes the Commission to cancel a certificate, on its own motion, for violation of Commission Rules and Orders. Since it appears CCS has not complied with Commission Rules 25-24.480(a) and (b), and the company cannot be located by mail or phone, certificate number 2975 will be cancelled unless it pays a \$250.00 fine and furnishes the information required by Rules 25-24.480(3)(a) and (b) within thirty (30) days of this Order becoming final.

It is therefore,

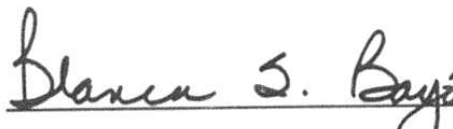
ORDERED by the Florida Public Service Commission that Colonial Enterprise of Bay County d/b/a Colonial Communication Systems update the information as required by Rules 25-24.480(a) and (b), F.A.C. and pay a \$250.00 fine within 30 days of this Order becoming final. It is further

ORDERED that if Colonial Enterprise of Bay County d/b/a Colonial Communication Systems complies with this Order this docket shall be closed. It is further

ORDERED that if Colonial Enterprise of Bay County d/b/a Colonial Communication Systems does not comply with this Order, Certificate No. 2975 shall be cancelled and this docket shall be closed. It is further

ORDERED that, unless a person whose interests are substantially affected by our actions herein files a protest in the form and within the time set forth below, in the Notice of Further Proceedings or Judicial Review, this Order shall become final.

By ORDER of the Florida Public Service Commission, this 16th day of September, 1994.



BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

MMB

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, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on October 7, 1994.

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 substantially 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 date 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.