

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for cancellation) DOCKET NO. 941179-TP
of Interexchange) ORDER NO. PSC-94-1584-FOF-TP
Telecommunications Certificate) ISSUED: December 20, 1994
No. 1733 and Shared Tenant)
Services Certificates Nos. 1736)
and 1740 by SUNFOREST)
COMMUNICATIONS GROUP.)

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
ORDER CANCELLING CERTIFICATES

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, pursuant to Rule 25-22.029, Florida Administrative Code.

On November 4, 1994, Sunforest Communications Group (Sunforest) requested the cancellation of its Certificates of Public Convenience and Necessity Numbers 1736 and 1740, which allow Sunforest to provide shared tenant service, and requested the cancellation of Certificate 1733, which allows for the provision of interexchange telecommunications service. After review of the requests, we cancel the Certificates of Public Convenience and Necessity Numbers 1736, 1740, and 1733. Our cancellation of these certificates does not relieve Sunforest of its obligation to pay any regulatory assessment fees owed to this Commission.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the request by Sunforest Communications Group to cancel Certificates Numbers 1733, 1736, and 1740 is hereby approved. It is further

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ORDERED that Sunforest Communications Group shall remit any regulatory assessment fees due this Commission and return its certificates to this Commission, if it has not already done so. It is further

ORDERED that, unless a person whose substantial interests are affected by the action proposed herein files a petition in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, this order shall become effective and these dockets shall be closed on the following date.

By ORDER of the Florida Public Service Commission, this 20th day of December, 1994.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay Flynn
Chief, Bureau of Records

(S E A L)

LMB

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 January 10, 1995.

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 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.