

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for) DOCKET NO. 940682-TI
Certificate to provide) ORDER NO. PSC-95-0153-FOF-TI
interexchange telecommunications) ISSUED: February 2, 1995
service by UNITED COMMUNICATIONS)
SYSTEMS, INC. d/b/a FLORIDA UCS,)
INC.)
_____)

The following Commissioners participated in the disposition of this matter:

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

ORDER ACKNOWLEDGING WITHDRAWAL
OF PROTEST AND NAME CHANGE

BY THE COMMISSION:

On June 28, 1994, United Communications Systems, Inc., (UCS/applicant) filed an application for Certificate of Public Convenience and Necessity to provide interexchange telecommunications service in Florida. By Proposed Agency Action Order No. PSC-94-1242-FOF-TI, issued October 11, 1994, the Commission granted UCS a certificate. On October 28, 1994, United Telephone Company of Florida (United) filed a Petition protesting the portion of the Proposed Agency Action Order which permitted the applicant to provide interexchange telecommunications service in the State of Florida using the name "United Communications Systems, Inc." stating that the name is substantially similar to United Telephone Company of Florida. In response, UCS notified Commission staff and United that it was willing to use a different name in Florida.

On December 8, 1994, the Commission received a Request for Name Change from UCS. The Company requested that we grant it a certificate under the name Florida UCS, Inc. On December 22, 1994, the Commission received United's Withdrawal of Protest. The Withdrawal of Protest, according to United, was filed based on the following understandings:

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1. United Communications Systems, Inc. has registered a fictitious name that is not similar to United's name and will do business in Florida only under the fictitious name, and

2. The certificate issued to United Communications Systems, Inc. will be issued in the fictitious name or will be amended to reflect the fictitious name.

We note that UCS has registered the name Florida UCS, Inc. as a fictitious name with the Secretary of State. Therefore, we find it appropriate to acknowledge its Request for Name Change and United's Withdrawal of Protest. A Certificate of Public Convenience and Necessity will be issued in this docket reflecting the name United Communications Systems, Inc. d/b/a Florida UCS, Inc.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Request for Name Change submitted by United Communications Systems, Inc. is hereby acknowledged. It is further

ORDERED that a Certificate of Public Convenience and Necessity will be issued in this docket reflecting the name United Communications Systems, Inc. d/b/a Florida UCS, Inc. It is further

ORDERED that the Withdrawal of Protest filed by United Telephone Company of Florida is hereby acknowledged. It is further

ORDERED that Order No. PSC-94-1242-FOF-TI is final. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission, this 2nd day of February, 1995.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay DeLeon
Chief, Bureau of Records

(S E A L)
MMB

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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 and/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 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.