

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Cancellation by Florida) DOCKET NO. 951066-TL
Public Service Commission of) ORDER NO. PSC-95-1266-FOF-TL
Interexchange Telecommunications) ISSUED: October 16, 1995
Certificate No. 3144 issued to)
Sonic Communications, Inc. 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:

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

NOTICE OF PROPOSED AGENCY ACTION
ORDER 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, pursuant to Rule 25-22.029, Florida Administrative Code.

Sonic Communications, Inc. (Sonic) is authorized by this Commission to provide interexchange telecommunications service pursuant to Certificate of Public Convenience and Necessity No. 3144. Mail sent to Sonic in March, 1995, was returned to our Division of Records and Reporting by the United States Postal Service. Although a return receipt card was returned after a registered letter was sent in July, 1995, Sonic failed to respond to our staff. Our staff attempted to contact Sonic by telephone and by facsimile transmission at the numbers listed in our records. Our staff also attempted to find a new telephone number for both the company and the company's Commission liaison but neither the company nor its liaison had a listing in directory assistance. Our staff determined that Sonic had filed for bankruptcy and ceased operations in Florida.

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Rules 25-24.480(3)(a) and (b), Florida Administrative Code, require an interexchange carrier to inform this Commission within 10 days if there is a change in the company name, its address, its telephone number, or its Commission contact person. By failing to inform this Commission of changes in address and telephone number, Sonic is in apparent violation of Rules 25-24.480(3)(a) and (b), Florida Administrative Code. Pursuant to Chapter 364, Florida Statutes, and Rule 25-24.474, Florida Administrative Code, we may impose a fine or cancel a certificate for violation of our Rules or orders.

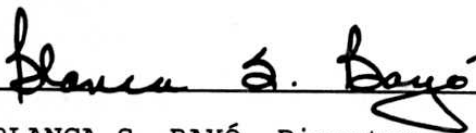
Accordingly, we cancel Sonic's Certificate of Public Convenience and Necessity No. 3144 for its apparent violation of Rules 25-24.480(3)(a) and (b), Florida Administrative Code. The company has filed for bankruptcy and there is no reason to believe that allowing the company to pay a fine and retain its certificate would be effective.

It is, therefore

ORDERED by the Florida Public Service Commission that Sonic Communications, Inc.'s Certificate of Public Convenience and Necessity No. 3144 is hereby cancelled for its violation of Rules 25-24.480(3)(a) and (b), Florida Administrative Code. 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, below, Certificate No. 3144 shall be cancelled and this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 16th day of October, 1995.



Handwritten signature of Blanca S. Bayó in black ink, written over a horizontal line.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

(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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on November 6, 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.