

M E M O R A N D U M

February 26, 1998

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340  
FPSC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (PENA) *VPMB*

RE: DOCKET NO. 980104-TI - REQUEST FOR CANCELLATION OF INTEREXCHANGE TELECOMMUNICATIONS CERTIFICATE NO. 3559 BY PROFESSIONAL COMMUNICATIONS MANAGEMENT SERVICES, INC. D/B/A/ PROCOM.

98-0335-FOF-TI

Attached is a NOTICE OF PROPOSED AGENCY ACTION ORDER CANCELLING INTEREXCHANGE TELECOMMUNICATIONS CERTIFICATE to be issued in the above referenced docket. (Number of pages in order - 4)

KMP/js  
Attachment  
cc: Division of Communications  
I:980104.kmp

DRAR

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for cancellation  
of Interexchange  
Telecommunications certificate  
No. 3559 by Professional  
Communications Management  
Services, Inc. d/b/a/ PROCOM.

DOCKET NO. 980104-TI  
ORDER NO. PSC-98-0335-FOF-TI  
ISSUED: February 27, 1998

The following Commissioners participated in the disposition of  
this matter:

JULIA L. JOHNSON, Chairman  
J. TERRY DEASON  
SUSAN F. CLARK  
JOE GARCIA  
E. LEON JACOBS, JR.

NOTICE OF PROPOSED AGENCY ACTION  
ORDER CANCELLING INTEREXCHANGE  
TELECOMMUNICATIONS 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.

Professional Communications Management Services, Inc. d/b/a  
PROCOM, holder of Interexchange Telecommunications Certificate  
(IXC) of public convenience and necessity No. 3559, has requested  
the cancellation of Interexchange Telecommunications Certificate  
No. 3559.

Professional Communications Management Services, Inc. d/b/a  
PROCOM shall return its certificate to this Commission. In  
addition, under Section 364.336, Florida Statutes, certificate  
holders must pay a minimum annual regulatory assessment fee of \$50  
if the certificate was active during any portion of the calendar  
year. A Regulatory Assessment Fee Return notice will be mailed to  
Professional Communications Management Services, Inc. d/b/a PROCOM.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Neither the cancellation of its certificates nor the failure to receive a Regulatory Assessment Fee Return notice shall relieve Professional Communications Management Services, Inc. d/b/a PROCOM from its obligation to pay due and owing regulatory assessment fees.

Based on the foregoing, it is

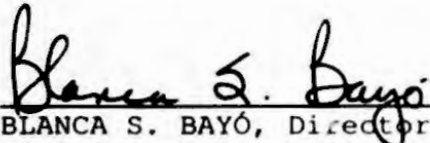
ORDERED by the Florida Public Service Commission that Professional Communications Management Services, Inc. d/b/a PROCOM's Certificate No. 3559 to provide interexchange telecommunications services is hereby cancelled. It is further

ORDERED that Professional Communications Management Services, Inc. d/b/a PROCOM shall return its certificate to this Commission and remit all due and owing regulatory assessment fees. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective unless an appropriate petition, in the form provided by Rule 25-22.036, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed.

By ORDER of the Florida Public Service Commission, this 27th day of February, 1998.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

KMP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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 March 20, 1998.

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

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notice of appeal must be in the form specified in Rule 9.900(a),  
Florida Rules of Appellate Procedure.