

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint request for approval of transfer of control of Interexchange Telecommunications Certificate No. 2656 and Alternative Local Exchange Telecommunications Certificate No. 4447 from National Telecommunications of Florida, Inc. d/b/a NationalTel to Sumter One Acquisition, Inc., a wholly-owned subsidiary of Intermedia Communications, Inc. (holder of IXC Certificate No. 1565 and ALEC Certificate No. 2939).

DOCKET NO. 980348-TP
ORDER NO. PSC-98-0598-FOF-TP
ISSUED: April 28, 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 APPROVING TRANSFER OF CONTROL OF 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.

DOCUMENT NUMBER-DATE

04691 APR 28 88

FPSC-RECORDS/REPORTING

ORDER NO. PSC-98-0598-FOF-TP
DOCKET NO. 980348-TP
PAGE 2

On March 9, 1998, National Telecommunications of Florida, Inc. d/b/a NationalTel (NationalTel) and Sumter One Acquisition, Inc. (Sumter) filed a joint request for approval of the transfer of control of Interexchange Telecommunications (IXC) Certificate No. 2656 and Alternative Local Exchange Telecommunications (ALEC) Certificate No. 4447 from NationalTel to Sumter.

The companies have complied with Rule 25-24.473, Florida Administrative Code, regarding the transfer of IXC certificates, and Rule 25-24.815, Florida Administrative Code, regarding the transfer of ALEC certificate. We find the transfer to be in the public interest and, therefore, approve it. IXC Certificate No. 2656 and ALEC Certificate No. 4447 shall be amended to reflect that Sumter is the holder of these certificates. Both certificates will remain under the current name, National Telecommunications of Florida, Inc. d/b/a NationalTel.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the request for transfer of control of Interexchange Telecommunications Certificate No. 2656 and Alternative Local Exchange Telecommunications Certificate 4447 from National Telecommunications of Florida, Inc. d/b/a NationalTel to Sumter One Acquisition, Inc. is hereby approved. It is further

ORDERED that Interexchange Telecommunications Certificate No. 2656 and Alternative Local Exchange Certificate No. 4447 shall remain under the current name, National Telecommunications of Florida, Inc. d/b/a NationalTel, and be held by Sumter One Acquisition, Inc. 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.

ORDER NO. PSC-98-0598-FOF-TP
DOCKET NO. 980348-TP
PAGE 3

By ORDER of the Florida Public Service Commission, this 28th
day of April, 1998.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(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 May 19, 1998.

ORDER NO. PSC-98-0598-FOF-TP
DOCKET NO. 980348-TP
PAGE 4

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.