

MEMORANDUM

May 22, 1998

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MAY 22 1998

1:55
FPSC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (PEÑA) *VMP NCB*

RE: DOCKET NO. 971506-TI - REQUEST FOR APPROVAL OF TRANSFER OF CONTROL OF US WATS, INC. D/B/A US WATS ENTERPRISES, INC. (HOLDER OF IXC CERT. NO. 2993) TO ACC CORP., PARENT COMPANY OF ACC NATIONAL LONG DISTANCE CORP. D/B/A ACC LONG DISTANCE (HOLDER OF IXC CERTIFICATE NO. 4007).

98-0714-FOF-TI

Attached is an ORDER VACATING ORDER NO. PSC-97-1246-FOF-TP, to be issued in the above referenced docket. (Number of pages in order - 2)

KMP/anr
Attachment
cc: Division of Communications
I: 971506vc.kmp

3 copies

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for approval of transfer of control of US WATS, Inc. d/b/a US WATS Enterprises, Inc. (holder of IXC Cert. No. 2993) to ACC Corp., parent company of ACC National Long Distance Corp. d/b/a ACC Long Distance (holder of IXC Certificate No. 4007).

DOCKET NO. 971506-TI
ORDER NO. PSC-98-0714-FOF-TI
ISSUED: May 22, 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.

ORDER VACATING ORDER NO. PSC-97-1246-FOF-TP

BY THE COMMISSION:

On November 17, 1997, ACC Corp. (ACC) and US WATS, Inc. d/b/a US WATS Enterprises, Inc. (US WATS) filed with this Commission a joint petition for approval of transfer of control of US WATS to ACC. By Order No. PSC-98-0280-FOF-TI, issued February 13, 1998, we approved the transfer of control.

By letter dated March 23, 1998, the companies informed the Commission that the transaction did not take place. Since the transfer did not take place, we find it appropriate to vacate Order No. PSC-98-0280-FOF-TI.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Order No. PSC-98-0280-FOF-TI is hereby vacated. It is further

DOCUMENT NUMBER-DATE

05687 MAY 22 8

FPSC-RECORDS/REPORTING

ORDER NO. PSC-98-0714-FOF-TI
DOCKET NO. 971506-TI
PAGE 2

ORDERED that this docket is closed.

By ORDER of the Florida Public Service Commission this 22nd
day of May, 1998.



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.

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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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.