

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for approval of merger of Anron, Inc. d/b/a HQ Miami (holder of Shared Tenant Services Certificate 2219); Anron, Inc. d/b/a HQ Orlando (holder of Shared Tenant Services Certificate 2221); HQ Rocky Point, Inc. d/b/a HQ Tampa (holder of Shared Tenant Services Certificate 2682); Ronette, Inc. d/b/a HQ Sand Lake (holder of Shared Tenant Services Certificate 2998); HQ Hidden River, Inc. (holder of Shared Tenant Services Certificate 3597); and HQ Boca Raton, Inc. (holder of Shared Tenant Services Certificate 3598) with Omni, Inc., to form Chicago Suites, Inc., a wholly-owned subsidiary of Omni, Inc.

DOCKET NO. 980528-TS
ORDER NO. PSC-98-0723-FOF-TS
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.

NOTICE OF PROPOSED AGENCY ACTION
ORDER APPROVING MERGER

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

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FPSC-REG-OS/REPORTING

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Pursuant to Section 364.33, Florida Statutes, a person may not acquire ownership or control of any telecommunications facility, or any extension thereof for the purpose of providing telecommunications services to the public, including the acquisition, transfer, or assignment of majority organizational control or controlling stock ownership, without prior approval from this Commission.

Anron, Inc. d/b/a HQ Miami (HQ Miami) is the holder of Shared Tenant (STS) Certificate No. 2219. Anron, Inc. d/b/a HQ Orlando (HQ Orlando) is the holder of STS Certificate No. 2221. HQ Rocky Point, Inc. d/b/a HQ Tampa (HQ Tampa) is the holder of STS Certificate No. 2682. Ronette, Inc. d/b/a HQ Sand Lake (HQ Sand Lake) is the holder of STS Certificate No. 2998. HQ Ridden River, Inc. (HQ Ridden River) is the holder of STS Certificate No. 3597. HQ Boca Raton, Inc. (HQ Boca) is the holder of STS Certificate No. 3598.

By letter dated April 15, 1998, HQ Miami, HQ Orlando, HQ Tampa, HQ Sand Lake, HQ Ridden River, and HQ Boca (collectively, The Companies) filed a joint request with this Commission for approval of the merger of The Companies with Omni, Inc. (Omni) to form Chicago Suites, Inc., a wholly-owned subsidiary of Omni.

We determine that The Companies and Omni have met the requirements of Section 364.33, Florida Statutes. Accordingly, we find that the merger is in the public interest, and we approve it pursuant to Section 364.33, Florida Statutes.

Based on the foregoing, it is

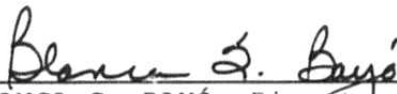
ORDERED by the Florida Public Service Commission that the merger of Anron, Inc. d/b/a HQ Miami, Anron, Inc. d/b/a HQ Orlando, HQ Rocky Point, Inc. d/b/a HQ Tampa, Ronette, Inc. d/b/a HQ Sand Lake, HQ Ridden River, Inc., and HQ Boca Raton, Inc. with Omni, Inc. to form Chicago Suites, Inc., a wholly-owned subsidiary of Omni, is hereby approved. It is further

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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 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.

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.

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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 June 12, 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 notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.