

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for assignment of  
and name change on Interexchange  
Telecommunications Certificate  
No. 4726 from Econophone, Inc.  
to Econophone Services Inc.

DOCKET NO. 980910-TI  
ORDER NO. PSC-98-1261-FOF-TI  
ISSUED: September 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 ASSIGNMENT OF AND NAME CHANGE ON  
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.

On July 6, 1998, Econophone, Inc. (Econophone) and Econophone Services, Inc. (ESI) filed with this Commission a joint request for assignment of and name change on Interexchange Telecommunications (IXC) Certificate No. 4726 from Econophone to ESI.

Econophone and ESI have complied with Rule 25-24.473, Florida Administrative Code, regarding the assignment of IXC certificates. We find the assignment to be in the public interest and, therefore, approve the assignment. IXC Certificate No. 4726 shall be amended to reflect that ESI is the holder of this certificate.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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If this Order becomes final and effective, it shall serve as ESI's certificate. It should, therefore, be retained by ESI as proof of certification and as evidence of the name change.

IXCs are subject to Chapter 25-24, Florida Administrative Code, Part X, Rules Governing Telephone Service Provided by Interexchange Telephone Companies. IXCs are also required to comply with all applicable provisions of Chapter 364, Florida Statutes, and Chapters 25-4, Florida Administrative Code. Further, pursuant to the provisions of Order No. 16804, issued November 4, 1986, IXCs may not construct facilities to bypass a local exchange company without the prior approval of this Commission.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the request for assignment of and name change on Interexchange Telecommunications Certificate No. 4726 from Econophone, Inc. to Econophone Services Inc., is hereby approved. It is further

ORDERED that Interexchange Telecommunications Certificate No. 4726 shall be amended to reflect that Econophone Services Inc., is the holder of this certificate.

ORDERED that Econophone Services Inc.'s Interexchange Telecommunications Certificate No. 4726 is subject to the terms and conditions set forth in the body of this Order. It is further

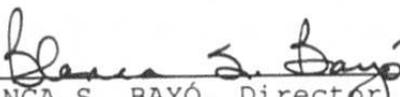
ORDERED that this Order will serve as Econophone Services Inc.'s certificate and that this Order should be retained as proof of certification and as evidence of the name change. It is further

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 28-106.201, 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.

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By ORDER of the Florida Public Service Commission, this 22nd  
day of September, 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. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, 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 October 13, 1998.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date.

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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.