

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint by Vanguard  
School Against MCI  
Telecommunications Corporation  
Regarding T-1 Service.

DOCKET NO. 981405-TI  
ORDER NO. PSC-98-1612-PCO-TI  
ISSUED: December 3, 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.

PROCEDURAL ORDER SETTING COMPLAINT FOR HEARING

In March, 1998, Vanguard School of Lake Wales, Florida, (Vanguard) submitted an informal complaint with the Commission regarding charges billed by MCI Telecommunications Corporation (MCI) for T-1 line access and long-distance service. Commission staff investigated the matter but was unable to effect a satisfactory resolution between the parties. An informal conference was requested by Vanguard pursuant to our Rule 25-22.032, Florida Administrative Code, and was conducted on September 17, 1998, in Lake Wales. No settlement of the complaint was forthcoming.

Having reviewed the matter, we find that this complaint turns on disputes of fact and law which should be resolved through the formal hearing process. Accordingly, the matter will be set for hearing. By this action, we do not intend to preclude the parties from seeking settlement outside the hearing process through negotiation or mediation.

It is therefore,

ORDERED by Florida Public Service Commission that the complaint of Vanguard School of Lake Wales, Florida, against MCI Telecommunications Corporation be set for hearing.

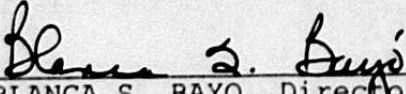
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PSC-RECORDS/REPORTING

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By Direction of the Florida Public Service Commission, this  
3rd day of December, 1998.

  
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BLANCA S. BAYO, Director  
Division of Records and Reporting

(S E A L)

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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.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.