

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for cancellation
of Alternative Access Vendor
Telecommunications Certificate
No. 4033 by TWC Cable Partners,
effective April 4, 2000.

DOCKET NO. 000413-TA
ORDER NO. PSC-00-1085-PAA-TA
ISSUED: June 5, 2000

The following Commissioners participated in the disposition of
this matter:

JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER

NOTICE OF PROPOSED AGENCY ACTION
ORDER CANCELLING ALTERNATIVE ACCESS VENDOR 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.

TWC Cable Partners (TWC), holder of Alternative Access Vendor (AAV) Certificate of Public Convenience and Necessity No. 4033, has requested the cancellation of AAV Certificate No. 4033. TWC has complied with the provision of Rule 25-24.735(2), Florida Administrative Code, by providing adequate notice in writing of its request for cancellation of its AAV certificate and by submitting its regulatory assessment fees (RAFs) for 1999. Accordingly, we find it appropriate to cancel AAV Certificate No. 4033, effective April 4, 2000.

TWC shall return its certificate to this Commission. In addition, under Section 364.336, Florida Statutes, certificate holders must pay a minimum annual Regulatory Assessment Fee of \$50 if the certificate was active during any portion of the calendar

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year. A RAFs Return notice for the year 2000 will be mailed to TWC. Neither the cancellation of its certificate nor the failure to receive a RAFs Return notice for the year 2000 shall relieve TWC from its obligation to pay RAFs for 2000.

Based on the foregoing, it is

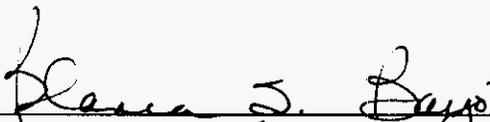
ORDERED by the Florida Public Service Commission that TWC Cable Partners' Certificate No. 4033 to provide Alternative Access Vendor services is hereby cancelled, effective April 4, 2000. It is further

ORDERED that TWC Cable Partners shall return its certificate to this Commission and remit Regulatory Assessment Fees for the year 2000. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order, 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.

By ORDER of the Florida Public Service Commission, this 5th day of June, 2000.



BLANCA S. BAYÓ, 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 that is available under Section 120.57, 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 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 June 26, 2000.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

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.