

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for approval of pro forma corporate reorganization of UCN-Clay, Limited Partnership d/b/a Access Communications - First Coast (holder of ALEC Certificate No. 5276), wholly owned subsidiary of SIGECOM Holdings, Inc., majority owned subsidiary of UtiliCom Networks LLC, and name change on certificate to TOTALink of Florida, LLC.

DOCKET NO. 000866-TX
ORDER NO. PSC-00-1854-PAA-TX
ISSUED: October 11, 2000

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ

NOTICE OF PROPOSED AGENCY ACTION
ORDER APPROVING PRO FORMA CORPORATE REORGANIZATION AND
ACKNOWLEDGING NAME CHANGE

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.

Section 364.33, Florida Statutes, provides that 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.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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By letter dated July 14, 2000, UtiliCom Networks LLC (UtiliCom), TOTALink of Florida, LLC, SIGECOM Holdings, Inc. (SHI), and UtiliCom Networks of Clay County, Inc. (UN-Clay) requested approval of a pro forma corporate reorganization of UCN-Clay, Limited Partnership d/b/a Access Communications - First Coast.

We determine that UCN-Clay, Limited Partnership d/b/a Access Communications - First Coast has met the requirements of Section 364.33, Florida Statutes. Accordingly, we find that the reorganization is in the public interest, and we approve it pursuant to Section 364.33, Florida Statutes.

Also by letter dated July 14, 2000, UCN-Clay, Limited Partnership d/b/a Access Communications - First Coast, holder of Alternative Local Exchange Certificate of Public Convenience and Necessity No. 5276, requested that Certificate No. 5276 be amended to reflect the new corporate name, TOTALink of Florida, LLC. Upon review of the Department of State, Division of Corporations' records, it appears that UCN-Clay, Limited Partnership d/b/a Access Communications - First Coast has properly registered the new corporate name. Accordingly, we find it appropriate to amend Certificate No. 5276 to reflect the new corporate name.

This Order will serve as the amended Alternative Local Exchange Certificate of Public Convenience and Necessity No. 5276 for TOTALink of Florida, LLC. TOTALink of Florida, LLC should retain this Order as evidence of the name change.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that UtiliCom Networks LLC (UtiliCom), TOTALink of Florida, LLC, SIGECOM Holdings, Inc. (SHI), and UtiliCom Networks of Clay County, Inc.'s request for approval of a pro forma corporate reorganization is hereby approved. It is further

ORDERED by the Florida Public Service Commission that the request by UCN-Clay, Limited Partnership d/b/a Access Communications - First Coast to change the name on Certificate No. 5276 from UCN-Clay, Limited Partnership d/b/a Access Communications - First Coast to TOTALink of Florida, LLC is hereby approved. It is further

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ORDERED that this Order will serve as TOTALink of Florida, LLC's amended certificate and that this Order should be retained 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 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" 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 11th day of October, 2000.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(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 November 1, 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.