

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause proceedings against International Telcom, Ltd. for apparent violation of Section 364.183(1), F.S., Access to Company Records.

DOCKET NO. 010132-TX  
ORDER NO. PSC-01-0955-AS-TX  
ISSUED: April 17, 2001

The following Commissioners participated in the disposition of this matter:

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

ORDER APPROVING SETTLEMENT

BY THE COMMISSION:

International Telecom, Ltd. (ITL) obtained Certificate No. 5531 on December 17, 1997, to provide Alternative Local Exchange (ALEC) service. On July 6, 2000, Commission Staff mailed a certified letter requesting information necessary for inclusion in the 2000 Local Competition Report required of the Commission by Section 364.386, Florida Statutes. Our staff requested a response by August 10, 2000. After receiving no response to its letter our staff opened this docket on January 30, 2001, to investigate whether ITL should be required to show cause why it should not be fined \$10,000 or have its certificate canceled for apparent violation of Section 364.183(1), Florida Statutes, Access to Company Records.

After this docket was opened, on February 13, 2001, Sandra Adix, representative of ITL, called our staff to discuss the docket and on March 6, 2001, ITL proposed a settlement of \$3,500 to resolve the case. We believe that the terms of the settlement agreement represent a fair and reasonable resolution of this matter. Accordingly, we hereby accept the settlement offer. ITL must comply with these requirements within ten business days from the date this Order becomes final. The contribution should be identified with the docket number and the company name. Upon

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timely receipt, the contribution will be forwarded to the Office of the Comptroller for deposit in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. ITL has waived any objection to the administrative cancellation of its certificate if it does not comply with its settlement agreement. Upon remittance of the \$3,500 contribution or cancellation of the certificate, this docket shall be closed. The Commission is vested with jurisdiction over this matter pursuant to Sections 364.337, 364.183, and 364.285, Florida Statutes.

Based on the foregoing, it is

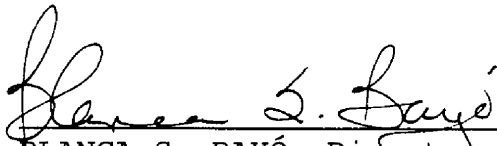
ORDERED by the Florida Public Service Commission that International Telecom, Ltd.'s settlement proposal set forth in the body of this Order is hereby approved. It is further

ORDERED that this docket shall remain open pending receipt of the \$3,500 contribution. The contribution will be transmitted to the Comptroller for deposit in the State of Florida General Revenue Fund. It is further

ORDERED that if International Telecom, Ltd. d/b/a ITL fails to comply with this Order, its certificate will be canceled administratively. It is further

ORDERED that upon receipt of the \$3,500 contribution or cancellation of the certificate this docket shall be closed.

By ORDER of the Florida Public Service Commission this 17th day of April, 2001.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

JAE

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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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) 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 and/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 after the issuance 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.