

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Notification of reorganization and transfer of control of ownership of Incomnet Communications Corporation (holder of IXC Certificate No. 2684), wholly owned subsidiary of Incomnet, Inc., a California corporation, to Ironwood Telecom LLC, a Colorado limited liability company.

DOCKET NO. 010925-TI
ORDER NO. PSC-01-1690-PAA-TI
ISSUED: August 21, 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

NOTICE OF PROPOSED AGENCY ACTION
ORDER APPROVING REORGANIZATION AND TRANSFER OF CONTROL

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-COMMISSION CLERK

By letter dated June 27, 2001, Incomnet Communications Corporation (ICC), together with its parent company Incomnet, Inc. (Incomnet) filed with this Commission an application for approval of the reorganization and transfer of control of ICC from Incomnet to Ironwood Telecom LLC (Ironwood). ICC is the holder of Interexchange Telecommunications (IXC) Certificate No. 2684. ICC has stated that the transaction will be virtually transparent to its customers in Florida and it will not affect the services being provided. ICC has stated that it will continue to operate under its existing certificated name and tariff on file with this Commission since Ironwood is not a certificated company.

In accordance with our authority under Section 364.33, Florida Statutes, to approve the acquisition or transfer of majority organizational control or controlling stock ownership of a telecommunications company providing service in Florida, we have reviewed the Petition of ICC and Incomnet, and find it appropriate to approve it. We have based our review and decision upon an analysis of the public's interest in efficient, reliable telecommunications service.

Based on the foregoing, it is,

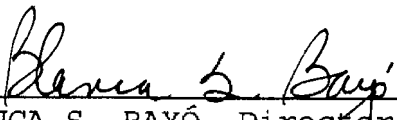
ORDERED by the Florida Public Service Commission that Incomnet Communications Corporation and Incomnet, Inc.'s request for approval of reorganization and transfer of control of Incomnet Communications Corporation from Incomnet, Inc. to Ironwood Telecom LLC is hereby approved. It is further

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 the Commission Clerk and Administrative Services, 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.

ORDER NO. PSC-01-1690-PAA-TI
DOCKET NO. 010925-TI
PAGE 3

By ORDER of the Florida Public Service Commission this 21st
Day of August, 2001.



BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

(S E A L)

JAE

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 the Commission Clerk and Administrative Services, 2540 Shumard Oak

ORDER NO. PSC-01-1690-PAA-TI
DOCKET NO. 010925-TI
PAGE 4

Boulevard, Tallahassee, Florida 32399-0850, by the close of business on September 11, 2001.

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.