

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for
certificate to provide
alternative local exchange
telecommunications service by
Teletronic's Group Inc.

DOCKET NO. 011597-TX
ORDER NO. PSC-02-0575-PAA-TX
ISSUED: April 26, 2002

The following Commissioners participated in the disposition of
this matter:

LILA A. JABER, Chairman
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY

NOTICE OF PROPOSED AGENCY ACTION
ORDER DENYING CERTIFICATE TO PROVIDE
ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATIONS SERVICE

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.

I. CASE BACKGROUND

On November 21, 2001, Teletronic's Group Inc. filed an
application to provide alternative local exchange service in
Florida. During our staff's review it was discovered that the
application did not include the required financial, managerial and
technical information.

On December 6, 2001, our staff spoke with the company
representative concerning this problem and was informed that the
needed information would be sent to complete the application. Our

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staff called the company on January 2, 2002, and left a message requesting the information. On Monday, January 7, 2002, a message was left stating that our staff would have the needed information by the end of that week. On March 5, 2002 our staff called the company and left a message requesting the information.

Subsequently, on March 6, 2002, the Division of the Commission Clerk and Administrative Services informed our staff that mail for Teletronic's Group Inc. was returned and stamped "Not Deliverable as Addressed, Unable to Forward" by the Post Office. The envelope was addressed to the official mailing address in the application. On March 18, 2002, our staff again left a message for a return call. No response was received.

The Commission is vested with jurisdiction in this matter pursuant to Sections 364.335 and 364.337, Florida Statutes.

II. ANALYSIS AND DECISION

To date, the applicant has not responded to our staff's numerous inquiries regarding the company's technical, financial, and managerial capabilities. Section 364.337(1), Florida Statutes states in part:

The commission shall grant a certificate of authority to provide alternative local exchange service upon a showing that the applicant has sufficient technical, financial, and managerial capability to provide such service in the geographic area proposed to be served.

Due to the applicant's failure to respond to repeated requests for information necessary to process the application, we do not believe it is in the public interest to grant a certificate to the applicant.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that we hereby deny Teletronic's Group Inc.'s application to provide

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Alternative Local Exchange Telecommunications service. 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.

By ORDER of the Florida Public Service Commission this 26th Day of April, 2002.

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

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records and Hearing
Services

(S E A L)

AJT

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.

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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 Boulevard, Tallahassee, Florida 32399-0850, by the close of business on May 17, 2002.

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/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.