

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for cancellation  
of IXC Certificate No. 7995 and  
ALEC Certificate No. 7334 by  
Broadslate Networks of Florida,  
Inc., effective 3/31/02.

DOCKET NO. 020113-TP  
ORDER NO. PSC-02-0761-PAA-TP  
ISSUED: June 4, 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 GRANTING VOLUNTARY CANCELLATION OF  
ALTERNATIVE LOCAL EXCHANGE AND INTEREXCHANGE TELECOMMUNICATIONS  
CERTIFICATES

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.

Broadslate Networks of Florida, Inc. (Broadslate) currently holds Alternative Local Exchange (ALEC) Certificate of Public Convenience and Necessity No. 7334, issued by the Commission on March 2, 2000, and Interexchange Telecommunications (IXC) Certificate of Public Convenience and Necessity No. 7995, issued by the Commission on January 4, 2002. The Division of the Commission Clerk and Administrative Services advised our staff that Broadslate had not paid the Regulatory Assessment Fees (RAFs) required by Section 364.336, Florida Statutes, and Rule 25-4.0161, Florida Administrative Code, for the year 2001 for ALEC Certificate No 7334. Also, accrued statutory penalties and interest charges for late RAFs payments for the year 2001 had not been paid. Broadslate was scheduled to remit its RAFs by January 30, 2002.

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FPSC-COMMISSION CLERK

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Pursuant to Section 364.336, Florida Statutes, certificate holders must pay a minimum annual RAF of \$50 if the certificate was active during any portion of the calendar year. Pursuant to Rule 25-4.0161 (2), Florida Administrative Code, the form and applicable fees are due to the Florida Public Service Commission by January 30 of the subsequent year. Pursuant to Section 350.113(4), Florida Statutes, the RAFs forms, for the period of January 1 through December 31, are mailed to entities at least 45 days prior to the date that payment of the fee is due. All entities that apply for certification receive a copy of our rules governing ALEC and IXC service.

Broadslate requested a voluntary cancellation of its ALEC and IXC Certificates. A voluntary cancellation of the ALEC Certificate could not be granted because the company had not paid the 2001 RAFs plus penalty and interest. Broadslate has since paid the 2001 and 2002 RAFs, including accrued statutory penalties and interest charges and requested voluntary cancellation of its certificate. Accordingly, we find it appropriate to cancel ALEC Certificate No. 7334 and IXC Certificate No. 7995, effective March 31, 2002. We are vested with jurisdiction over this matter pursuant to Sections 364.336, 364.285, and 364.335, Florida Statutes.

Based on the foregoing, it is

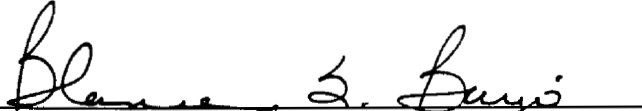
ORDERED by the Florida Public Service Commission that Broadslate Networks of Florida, Inc.'s Certificate No. 7334 to provide Alternative Local Exchange services and Certificate No. 7995 to provide Interexchange Telecommunications services are hereby canceled, effective March 31, 2002. It is further

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

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ORDERED that in the event this Order becomes final, this docket shall be closed.

By ORDER of the Florida Public Service Commission this 4th Day of June, 2002.



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

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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 June 25, 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.