

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for  
certificate to provide  
interexchange telecommunications  
service by North American  
Telephone Network, L.L.C.

DOCKET NO. 020505-TI  
ORDER NO. PSC-02-1255-PAA-TI  
ISSUED: September 12, 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 CERTIFICATE TO PROVIDE  
INTEREXCHANGE TELECOMMUNICATIONS SERVICES

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.

On March 8, 1996, North American Telephone Network, L.L.C.  
(NAT) submitted an application for a Certificate of Public  
Convenience and Necessity TO PROVIDE Interexchange (IXC)  
telecommunications services in the State of Florida. Docket No.  
960313-TI was opened to address the issue. NAT was granted IXC  
Certificate No. 4460 on June 14, 1996.

On June 26, 2001, Docket No. 010896-TI was opened to cancel  
NAT's certificate for violation of Rule 25-4.0161, Florida  
Administrative Code, Regulatory Assessment Fees; Telecommunications  
Companies. PSC Order No. PSC-01-1995-PAA-TI, issued October 8,  
2001, requiring NAT to pay past due Regulatory Assessment Fees,  
statutory penalties, interest charges, and a \$500 fine. On

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ORDER NO. PSC-02-1255-PAA-TI  
DOCKET NO. 020505-TI  
PAGE 2

November 5, 2001, NAT's Certificate No. 4460 was cancelled because the required payments had not been made.

NAT submitted a new application for a certificate to provide IXC services on June 12, 2002 and Docket No. 020505-TI was opened. On July 11, 2002, NAT submitted a check in the amount of \$637.00 to pay for all past due Regulatory Assessment Fees (RAFs), statutory penalties, interest charges, and the \$500 fine as required in PSC Order No. PSC-01-1995-PAA-TI.

Upon review of its application, it appears that NAT has sufficient technical, financial, and managerial capability to provide such services, as required in Section 364.337(3), Florida Statutes. Further, NAT has stated, in a letter dated June 10, 2002, that it has implemented a plan with a new comptroller in place to ensure proper and timely reporting and payment of fees. Accordingly, we hereby grant Certificate No. 8166 to NAT to provide IXC services within the State of Florida.

If this Order becomes final and effective, it shall serve as NAT's certificate. NAT should, therefore, retain this Order as proof of certification. We are vested with jurisdiction in this matter pursuant to Sections 364.285, 364.33, 364.335 and 364.337, Florida Statutes.

IXC providers are subject to Chapter 25-24, Florida Administrative Code, Part X, Rules Governing Telephone Service Provided by Interexchange Telephone Companies. IXC providers are also required to comply with all applicable provisions of Chapter 364, Florida Statutes, and Chapter 25-4, Florida Administrative Code.

In addition, under 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. A RAFs Return notice will be mailed each December to NAT for payment by January 30th. Neither the cancellation of the certificate nor the failure to receive a RAFs Return notice shall relieve NAT from its obligation to pay RAFs.

Based on the foregoing, it is

ORDER NO. PSC-02-1255-PAA-TI  
DOCKET NO. 020505-TI  
PAGE 3

ORDERED by the Florida Public Service Commission that we hereby grant Certificate No. 8166 to North American Telephone Network, L.L.C., which shall authorize it to provide Interexchange Telecommunications services, subject to the terms and conditions specified in the body of this Order. It is further

ORDERED that this Order shall serve as North American Telephone Network, L.L.C.'s certificate and should be retained by North American Telephone Network, L.L.C. as proof of certification. 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 12th day of September, 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 )

LHD

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 Boulevard, Tallahassee, Florida 32399-0850, by the close of business on October 3, 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.