

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for  
certificate to provide  
interexchange telecommunications  
service by AS System Technology,  
Corporation.

DOCKET NO. 021140-TI  
ORDER NO. PSC-03-0312-PAA-TI  
ISSUED: March 6, 2003

The following Commissioners participated in the disposition of  
this matter:

LILA A. JABER, Chairman  
J. TERRY DEASON  
BRAULIO L. BAEZ  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON

NOTICE OF PROPOSED AGENCY ACTION  
ORDER DENYING APPLICATION TO PROVIDE INTEREXCHANGE  
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.

On November 12, 2002, AS System Technology, Corporation (AS)  
submitted an application for a Certificate of Public Convenience  
and Necessity to the Florida Public Service Commission. Docket No.  
021140-TI was opened to process the application.

A review of the application revealed that AS did not include  
the tariff as required by Chapter 25-24.470, Florida Administrative  
Code. On December 11, 2002, a certified letter was mailed to Mr.  
Alvaro Pena, Director of AS System Technology, Corporation. Our  
staff requested that the tariff be submitted by January 9, 2003. As  
of this date, no tariff has been submitted. Further, our staff has  
been unable to contact Mr. Pena by telephone using the telephone  
number listed in the application.

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The Commission is vested with jurisdiction in this matter pursuant to Rule 25-24.470, Certificate of Public Convenience and Necessity Required, Florida Administrative Code.

Based on the foregoing, we hereby deny AS' application for a certificate to provide Interexchange Telecommunications service.

It is therefore,

ORDERED by the Florida Public Service Commission that AS System Technology, Corporation's application to provide Interexchange Telecommunications service is denied. 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 6th day of March, 2003.

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 )

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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 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 March 27, 2003.

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.