

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for
certificate to provide
interexchange telecommunications
service by Access World, LLC.

DOCKET NO. 020381-TI
ORDER NO. PSC-03-0500-PAA-TI
ISSUED: April 17, 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 CERTIFICATE 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 April 29, 2002, Access World, LLC filed an application to provide interexchange telecommunications service in Florida. During our review it was discovered that the application was incomplete and did not include the required financial, managerial and technical information.

On May 2, 2002, our staff spoke with the company representative concerning this problem, and the company informed us that the needed information would be sent to complete the application. Our staff called the company on June 25, 2002, and left a message requesting the information. On July 31, 2002, our staff e-mailed the company representative and reiterated the need

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for the information to be sent in as soon as possible. On August 8, 2002 our staff called the company, and left a message stating that the company also needed to be registered with the Florida Secretary of State's office as an approved foreign corporation conducting business in Florida.

On August 26, 2002, our staff mailed a certified letter to the company's Chief Operating Officer listing the application and tariff deficiencies.

On September 4, 2002, the Division of the Commission Clerk and Administrative Services informed our staff that mail for Access World, LLC was returned "signed and delivered" by the Post Office. The envelope was addressed to the official mailing address in the application. No response has been received.

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

Since, the application lacked the required background information and the proposed tariffs to be complete, we find it is not in the public interest to grant a certificate to provide IXC services, to Access World, LLC. We are vested with jurisdiction over this matter pursuant to Sections 364.335 and 364.337, Florida Statutes.

Based on the foregoing, it is


ORDERED by the Florida Public Service Commission that we hereby deny Access World, LLC's application to provide Interexchange 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

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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 17th Day of April, 2003.



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

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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 8, 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.