

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application of The Office Commons)	DOCKET NO. 881521-TI
at Maitland Center for Cancellation of )	ORDER NO. 20702
Certificate Nos. 1734 and 1739. )	ISSUED: 2-3-89

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The following Commissioners participated in the disposition of this matter:

- MICHAEL MCK. WILSON, Chairman
- THOMAS M. BEARD
- BETTY EASLEY
- GERALD L. GUNTER
- JOHN T. HERNDON

NOTICE OF PROPOSED AGENCY ACTION

ORDER CANCELLING CERTIFICATE NOS. 1734 and 1739

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 formal proceeding pursuant to Rule 25-22.029, Florida Administrative Code.

On November 22, 1988, The Office Commons at Maitland Center (Petitioner) requested the cancellation of its Certificates of Public Convenience and Necessity Nos. 1734 & 1739 authorizing it to provide shared tenant services (STS). The petitioner certifies that it is no longer sharing its telephone systems, located at 1059 and 1061 Maitland Center Commons, Maitland, with anyone outside of the business entity making the request. After review of this request, we have determined that this party has paid the applicable regulatory assessment fees, and no longer shares its telephone systems. Therefore, we grant the request for cancellation of Certificates of Public Convenience and Necessity Nos. 1734 and 1739.

This docket will be closed following expiration of the period specified in this Order unless an appropriate petition for hearing, protesting a specific cancellation is filed by one whose substantial interests may or will be affected by this proposed agency action, as provided by Florida Administrative Code Rules 25-22.029 and 25-22.036 (7)(a). A petition protesting a cancellation of a specific certificate filed by one whose substantial interests are affected will not prevent our proposed action from becoming final as to any other certificate listed in this Order.

It is therefore,

ORDERED by the Florida Public Service Commission that the request of The Office Commons at Maitland Center, 1061 Maitland Center Commons, Maitland, Florida, for the cancellation of its Certificates of Public Convenience and Necessity Nos. 1734 for provision of service at 1059 Maitland Center Commons, and 1739

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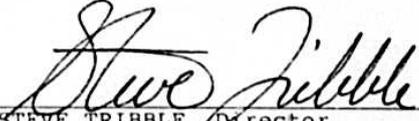
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for provision of service at 1061 Maitland Center Commons, is hereby approved. It is further

ORDERED that this order will become final on February 27, 1989, if there is no protest to this proposed agency action within the time frame set forth below. It is further

ORDERED that the above-noted certificates be surrendered for cancellation within twenty (20) days of the date this order becomes final.

By ORDER of the Florida Public Service Commission,  
this 3rd day of FEBRUARY, 1989.

  
STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, 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 or judicial review will be granted or result in the relief sought.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on February 24, 1989. In the absence of such a petition, this order shall become effective February 27, 1989 as provided by Rule 25-22.029(6), Florida Administrative Code, and as reflected in a subsequent order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

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If this order becomes final and effective on February 27, 1989, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.