

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request of FLORIDA W.A.T.S.	)	DOCKET NO. 890331-TI
MANAGEMENT CORPORATION, INC. for	)	
cancellation of IXC Certificate No.	)	ORDER NO. 21274
2175	)	
<hr/>		ISSUED: 5-23-89

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 ACTIONORDER CANCELLING CERTIFICATE NUMBER 2175

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.

By letter dated February 21, 1989, Florida W.A.T.S. Management Corporation, Inc. (Florida W.A.T.S.), requested the cancellation of its Certificate of Public Convenience and Necessity No. 2175. Florida W.A.T.S. represents that it never began business operations as an interexchange carrier (IXC) in Florida and it does not intend to conduct any such operations in the future. Florida W.A.T.S. has further represented that it never took any customer deposits in Florida and that it has no customers to notify of its intent to cancel its IXC certificate. Accordingly, we propose to grant the request by Florida W.A.T.S. to cancel its certificate.

If Florida W.A.T.S. has not already done so, it is hereby directed to return its certificate forthwith to this Commission. Our cancellation of Florida W.A.T.S.' certificate and the closing of this docket in no way diminishes Florida W.A.T.S.' obligation to pay any and all outstanding Regulatory Assessment Fees due this Commission.

This docket will be closed following expiration of the period specified in this Order unless an appropriate petition for hearing, protesting cancellation of this certificate, is filed by one whose substantial interests may or will be affected by the proposed agency action, as provided by Florida Administrative Code 25-22.029 and 25-22.036(7)(a).

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the request of Florida W.A.T.S. Management Corporation, Inc. for the cancellation of Certificate No. 2175 is hereby approved. It is further

DOCUMENT NUMBER-DATE

05169 MAY 23 1989

FPSC-RECORDS/REPORTING

ORDER NO. 21274  
DOCKET NO. 890331-TI  
PAGE 2

ORDERED that Florida W.A.T.S. Management Corporation, Inc., if it has not already done so, is to return its certificate and remit any and all outstanding Regulatory Assessment Fees due the Florida Public Service Commission. It is further

ORDERED that this Order will become final on June 14, 1989, if there is no protest to this proposed agency action within the time frame set forth below.

By ORDER of the Florida Public Service Commission, this 23rd day of MAY, 1989.

\_\_\_\_\_  
STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

by: Kay Flynn  
Chief, Bureau of Records

ABG

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 June 13, 1989. In the absence of such a petition, this order shall become effective June 14, 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.

ORDER NO. 21274  
DOCKET NO. 890331-TI  
PAGE 3

If this order becomes final and effective on June 14, 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.