

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by COMMUNICATIONS)	DOCKET NO. 891012-TI
COMPANY OF AMERICA, INC. for cancel-)	ORDER NO. 21977
lation of IXC Certificate No. 130)	ISSUED: 10-2-89
_____)	

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 130

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.

By letter dated June 8, 1988, Communications Company of America, Inc. (CCA) requested the cancellation of both its Certificate of Public Convenience and Necessity No. 130 for the provision of interexchange (IXC) services and its Certificate of Public Convenience and Necessity No. 2044 for the provision of shared tenant services (STS). By Order No. 20192, issued October 24, 1988, in Docket No. 881009-TS, the Commission proposed cancelling CCA's STS certificate. This proposed action became final and was consummated by Order No. 20313, issued November 16, 1988. Due to an oversight, action was not initiated to cancel CCA's IXC certificate at the same time.

CCA's letter of June 8, 1988, indicated that the Company was no longer operational as of early June, 1988. CCA stated that it notified all customers of the discontinuance of service and that all customer accounts were assumed by Centres Communication Group, Inc. CCA has further represented that it never took any customer deposits and that no credits of any

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type are due to its customers. Accordingly, we propose to grant the request by CCA to cancel its certificate.

If CCA has not already done so, it is hereby directed to return its certificate forthwith to this Commission. Our cancellation of CCA's IXC certificate and the closing of this docket in no way diminishes CCA'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 below 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 Communications Company of America, Inc. for the cancellation of certificate No. 130 is hereby approved. It is further

ORDERED that Communications Company of America, 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 the day following the date specified below, 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 2nd day of October, 1989.



STEVE TRIBBLE, Director
Division of Records and Reporting

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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 **October 23, 1989**.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date 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.

If this order becomes final and effective on the date described above, 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.