

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer of)	DOCKET NO. 900301-TI
stock control of TELAMARKETING CORP-)	
ORATION OF LOUISIANA d/b/a TMC LONG)	ORDER NO. 23074
DISTANCE to LDDS COMMUNICATIONS, INC.)	
)	ISSUED: 6-13-90

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER

NOTICE OF PROPOSED AGENCY ACTION
ORDER GRANTING TRANSFER OF STOCK CONTROL

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 April 20, 1990, LDDS Communications, Inc. d/b/a TMC Long Distance (LDDS) applied to this Commission for authority to transfer the controlling stock from Telamarketing Corporation of Louisiana d/b/a TMC Long Distance (TCOL) to LDDS. LDDS is a facilities based company which owns switching capacity. The company will offer its service to residential and business customers in all exchanges in Florida. After the proposed transfer, LDDS will continue to do business as TMC Long Distance and will continue to use TMC Long Distance's existing tariff that is on file with this Commission.

Since LDDS will use the existing tariff of TMC Long Distance, we find that the provisions of Rule 25-24.485, Florida Administrative Code, requiring each interexchange carrier doing business in Florida to maintain a tariff of proper format on file with this Commission have been met.

The company has satisfied our application and tariff requirements, therefore, the stock transfer should be approved.

DOCUMENT NUMBER-DATE

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Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that LDDS Communications, Inc. d/b/a TMC Long Distance's request for transfer of controlling stock from Telamarketing Corporation of Louisiana d/b/a TMC Long Distance is hereby approved. It is further

ORDERED that this docket shall be closed in the event that no protest to this Proposed Agency Action is filed within the time period established below.

By ORDER of the Florida Public Service Commission, this 13th day of JUNE, 1990.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

PAK/TH

by: Kay Flynn
Chief, Bureau of Records

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.

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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 July 5, 1990.

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.