

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of E.P.T. AUTO)	DOCKET NO. 891388-TL
SERVICE, INC. against UNITED TELEPHONE)	
COMPANY OF FLORIDA regarding termination))	ORDER NO. 23912
of service due to nonpayment of yellow)	
page advertising fees)	ISSUED: 12-21-90
)	

The following Commissioners participated in the disposition of this matter:

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

ORDER CLOSING DOCKET NO. 891388-TL

BY THE COMMISSION:

On January 2, 1990 E.P.T. Auto Service, Inc. (E.P.T.) filed a Complaint with this Commission against United Telephone Company of Florida (United) regarding matters surrounding a purported mistake in E.P.T.'s yellow-pages ad.

On January 22, 1990 United filed its Answer and Affirmative Defenses and a Motion to Dismiss.

On September 6, 1990 the parties jointly filed a Stipulation for Dismissal wherein they agree that the matter before the Commission is made moot because E.P.T. has no ad in the 1990 yellow pages, and United has agreed not to charge E.P.T. for nonpayment of its 1989 directory advertisement.

As there is no dispute to be resolved this docket should be closed.

Therefore, based upon the foregoing, it is

ORDERED by the Florida Public Service Commission that Docket No. 891388-TL is closed.

DOCUMENT NUMBER-DATE
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By ORDER of the Florida Public Service Commission, this 21st
day of DECEMBER, 1990.



STEVE TRIBBLE Director
Division of Records and Reporting

(S E A L)

CWM/TH

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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or 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 after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The

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notice of appeal must be in the form specified in Rule 9.900 (a),
Florida Rules of Appellate Procedure.