

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for cancellation ) DOCKET NO. 921219-TI  
of Interexchange )  
Telecommunications Service ) ORDER NO. PSC-93-0114-FOF-TI  
Certificate No. 2931 by BSN )  
TELECOM COMPANY. ) ISSUED: 01/21/93

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The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman  
THOMAS M. BEARD  
SUSAN F. CLARK  
JULIA L. JOHNSON  
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION  
ORDER CANCELLING CERTIFICATE

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 adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

By letter dated November 20, 1992, BSN Telecom Company (BSN or the Company) requested the cancellation of its Certificate of Public Convenience and Necessity No. 2931. BSN represents that it sold its customer base to Phoenix Network, Inc., and that it no longer requires the certificate for operating purposes. Accordingly, for these reasons, we will grant BSN's request and cancel certificate of public convenience and necessity no. 2931.

BSN Telecom Company, if it has not already done so, is hereby directed to return its certificate forthwith to the Commission. Further, our cancellation of the certificate and the closing of this docket in no way diminishes its obligation to pay applicable delinquent regulatory assessment fees.

It is therefore,

ORDERED by the Florida Public Service Commission that the effective date of the cancellation of Certificate of Public Convenience and Necessity No. 2931 is December 31, 1992, if no

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ORDER NO. PSC-93-0114-FOF-TI  
DOCKET NO. 921219-TI  
PAGE 2

protest to the proposed agency action is filed within the time frame set forth below. If there is no such protest, this docket shall be closed at the end of the proposed agency action period. It is further

ORDERED that BSN Telecom Company, 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.

By ORDER of the Florida Public Service this 21st day of January, 1993.

  
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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 11, 1993.

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.

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 wastewater 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.