

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Cancellation by Florida ) DOCKET NO. 930384-TI  
Public Service Commission of ) ORDER NO. PSC-93-0844-FOF-TI  
Interexchange Telecommunications ) ISSUED: June 7, 1993  
Certificate No. 2473 issued to )  
REAL-TIME SERVICES, Inc. for )  
violation of Rule 25-24.480, )  
F.A.C., Reports and Records; )  
Rule Incorporated. )

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.

On October 3, 1990, we issued Certificate No. 2473 to RTS, granting the authority to provide interexchange telecommunications service. As a certified telecommunications company RTS is subject to our jurisdiction, pursuant to Chapter 364, Florida Statutes.

On March 11, 1993, we became aware that all mail RTS had been returned. On March 15, 1993, a recording indicated that RTS's telephone was no longer in service. On March 16, 1993, RTS was sent a certified letter informing the company that its certificate would be cancelled if a response was not received by March 26, 1993. The receipt was signed March 18, 1993. No response has been received.

Pursuant to Rules 25-24.480 (3)(a) and (b), Florida Administrative Code, each utility is allowed 10 days to file updated information indicating any change in its address, telephone

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number and any change in the name and address of the individual who is serving as primary liaison with the Commission.


Since the utility failed to comply with Rule 25-24.480 (3)(a) and (b), we find it appropriate to order cancel of RTS's certificate in accordance with Rule 25-24.747(b), Florida Administrative Code, for violation of Commission Rules as provided by Section 364.285, Florida Statutes.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Certificate No. 2473 held by REAL-TIME SERVICES, INC. be cancelled. It is further

ORDERED that the effective date of this cancellation is the day subsequent to the date specified below, if no protest to the proposed agency action is filed within the time frame set forth below. If no such protest is filed, this docket shall close at the end of the protest period.

By ORDER of the Florida Public Service Commission this 7th day of June, 1993.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )  
AQP:bmi

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 28, 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.