

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for) DOCKET NO. 950375-TA
certificate to provide) ORDER NO. PSC-95-0667-FOF-TA
alternative access vendor) ISSUED: May 30, 1995
service by HAYES)
TELECOMMUNICATION SERVICES, INC.)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

NOTICE OF PROPOSED AGENCY ACTION
ORDER GRANTING CERTIFICATES TO PROVIDE
ALTERNATIVE ACCESS VENDOR SERVICES

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 in accordance with Rule 25-22.029, Florida Administrative Code.

The entity listed in the caption of this Order filed an application for a Certificate to provide intrastate alternative access vendor (AAV) services. The respective application contains the required background information. Having considered the application, it appears that it is in the public interest to grant, to Hayes Telecommunication Services, Inc., a certificate to provide intrastate alternative access vendor services. The entity and certificate number are listed below.

<u>Name</u>	<u>Certificate Number</u>
Hayes Telecommunication Services, Inc.	4032

DOCUMENT NUMBER-DATE

05108 MAY 30 95

FPSC-RECORDS/REPORTING

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This Order, if it becomes final and effective, will serve as Hayes Telecommunications Services, Inc.'s certificate, and should be retained as evidence of certification by this Commission.

By Order No. 24877, this Commission set forth the requirements and guidelines for AAVs operating in the State of Florida. The entity listed above shall comply with all of the provisions of Order No. 24877, as well as the Rules Governing Alternative Access Vendor Services, Chapter 25-24.700 through 25-24.747, Florida Administrative Code.

This docket will be closed following the expiration of the period specified in the Notice of Further Proceedings or Judicial Review section of this Order unless an appropriate petition, protesting the application, is filed by one whose substantial interests may or will be affected by this proposed agency action, as provided in Rules 25-22.029 and 25-22.036(7)(a), Florida Administrative Code.

Based on the forgoing, it is

ORDERED by the Florida Public Service Commission that we hereby grant, to Hayes Telecommunication Services, Inc., a certificate to provide intrastate alternative access vendor services subject to the conditions stated in the body of this Order. It is further

ORDERED that Hayes Telecommunication Services, Inc. shall operate under the corresponding certificate number as listed in the body of this Order. It is further

ORDERED that Hayes Telecommunication Services, Inc. shall comply with all the provisions of Order No. 24877 and the Rules Governing Alternative Access Vendor Services, Chapter 25-24.700 through 25-24.747, Florida Administrative Code. It is further

ORDERED that, unless a person whose interests are substantially affected by the action proposed herein files a petition in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, this certification shall become effective on the following date and this docket shall be closed.

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By ORDER of the Florida Public Service Commission, this 30th
day of May, 1995.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay Flynn
Chief, Bureau of Records

(S E A L)

SHS

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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0870, by the close of business on June 20, 1995.

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.

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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 substantially 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.