

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for)
Certificates to Provide)
Interexchange Telecommunications)
Services.)
)
LONG DISTANCE OF MICHIGAN, INC.) DOCKET NO. 950989-TI
D/B/A LDMI LONG DISTANCE)
AMERICAN INTERNATIONAL) DOCKET NO. 951329-TI
TELEPHONE, INC.)
GEORGIA PUBLIC TELEPHONE) DOCKET NO. 951444-TI
COMPANY, INC.)
SOUTH COMMUNICATIONS, INC. D/B/A) DOCKET NO. 951242-TI
US SOUTH AND D/B/A INCOMM)
PREFERRED CARRIER SERVICES, INC.) DOCKET NO. 951363-TI
)
) ORDER NO. PSC-96-0854-FOF-TI
) ISSUED: July 2, 1996

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 MODIFYING TERMS OF
INTEREXCHANGE TELECOMMUNICATIONS CERTIFICATES

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.

CASE BACKGROUND

On February 6, 1996, Interexchange Telecommunications Certificates were granted to Preferred Carrier Services, Inc., Long Distance of Michigan, Inc. d/b/a LDMI Long Distance, American

DOCUMENT NUMBER-DATE

07059 JUL-2 96

FPSC-RECORDS/REPORTING

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International Telephone, Inc., Georgia Public Telephone Company, Inc. and South Communications, Inc. d/b/a US South and d/b/a INCOMM. These certificate were issued with the requirement that before they could offer debit card services each carrier must acquire a surety bond in the amount of \$10,000. These decisions were codified in Order Nos. PSC-96-0311-FOF-TI, PSC-96-0309-FOF-TI, PSC-96-0308-FOF-TI, PSC-96-0310-FOF-TI and PSC-96-0312-FOF-TI, which became final on February 29, 1996.

On March 19, 1996, the generic debit card issue was considered in Docket No. 960245 and as set forth in Order No. PSC-96-0560-FOF-TI. There the Commission decided that IXC's would no longer be required to post a surety bond before offering debit card services. The Commission requested that the IXC's that had been ordered to acquire bonds be advised that this was no longer necessary and that the orders be modified accordingly. The companies were notified by telephone and these dockets were reopened for further action.

COMMISSION ACTION

On May 21, 1995, we reconsidered the specific terms of certification for this group of companies. In order to provide consistency, we modified Order Nos. PSC-96-0311-FOF-TI, PSC-96-0309-FOF-TI, PSC-96-0308-FOF-TI, PSC-96-0310-FOF-TI and PSC-96-0312-FOF-TI and deleted the requirement that a bond be acquired by the respective IXC's. This order will be filed in all five dockets clarifying the Commission's intent in this matter. The Orders are reaffirmed in all other respects.

These dockets 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 a specific 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. A petition protesting a specific application filed by one whose substantial interests are affected will not prevent our proposed action from becoming final as to any other application listed in the caption of this Order.

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Based on the foregoing, it is

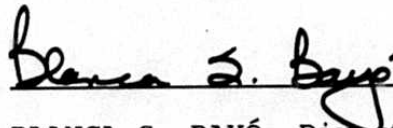
ORDERED by the Florida Public Service Commission that we hereby modify Order Nos. PSC-96-0311-FOF-TI, PSC-96-0309-FOF-TI, PSC-96-0308-FOF-TI, PSC-96-0310-FOF-TI and PSC-96-0312-FOF-TI to exclude the requirement that each entity be required to post a bond in the amount of \$10,000. It is further

ORDERED that Order Nos. PSC-96-0311-FOF-TI, PSC-96-0309-FOF-TI, PSC-96-0308-FOF-TI, PSC-96-0310-FOF-TI and PSC-96-0312-FOF-TI are reaffirmed in all other respects. It is further

ORDERED that any petition protesting the modification for any one company shall not prevent the action proposed herein from becoming final as to any other company listed in the caption of this Order. 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, the certificates shall become effective on the following date and these dockets shall be closed.

By ORDER of the Florida Public Service Commission, this 2nd day of July, 1996.



BLANCA S. BAYÓ, 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on July 23, 1996.

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 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.