

AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET
P O BOX 391 (ZIP 32302)
TALLAHASSEE, FLORIDA 32301
(904) 224 9115 FAX (904) 222 7560

ORIGINAL
FILE COPY

February 27, 1997

BY HAND DELIVERY

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 960603-TC

Dear Ms. Bayo:

Enclosed for filing in the above-styled docket are the original and fifteen (15) copies of ALLTEL Florida, Inc.'s Withdrawal of Petition and Notice of Voluntary Dismissal.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in this matter.

Sincerely,


J. Jeffrey Wahlen

Enclosures
all/960603.byo

- CK _____
- VFA _____
- APP _____
- DAF _____
- DMU 1
- CTR _____
- EAG _____
- LEG 1
- LIN 1
- OPC _____
- RCH _____
- SEC 1
- W/S _____
- OTF _____

DOCUMENT NUMBER DATE

02196 FEB 27 97

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION


In Re: Request for waiver of)
rules and policies which)
prohibit provisions of 0+ local)
and 0+ intraLATA calls from)
store-and-forward pay telephones) located in confinement)
facilities by ATN, Inc.)

DOCKET NO. 960603-TC
Filed: February 27, 1997

**ALLTEL FLORIDA, INC.'S WITHDRAWAL OF
PETITION AND NOTICE OF VOLUNTARY DISMISSAL**

Pursuant to Florida Rules of Civil Procedure 1.420(a)(1), ALLTEL Florida, Inc. ("ALLTEL") hereby withdraws its Petition, dated September 6, 1996, and voluntarily dismisses its action in this docket. As grounds therefor, ALLTEL notes that the FCC's recent payphone order (Report and Order, CC Docket Nos. 96-128 and 91-35, released September 20, 1996) would appear to preempt a FPSC order mandating the routing of any or all interLATA calls (except 0-) to the incumbent LEC and that the matters for reconsideration of that order have now been decided. ALLTEL reserves the right to seek relief similar to the relief it requested in the Petition if the federal law changes in the future.

DATED this 27th day of February, 1997.



LEE L. WILLIS
J. JEFFRY WATLEN
Ausley & McMullen
P. O. Box 391
Tallahassee, FL 32302
(904) 224-9115

ATTORNEYS FOR ALLTEL FLORIDA, INC.

DOCUMENT NUMBER-DATE

02196 FEB27

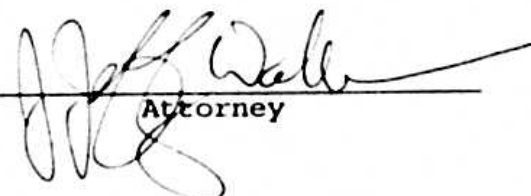
FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U. S. Mail or hand delivery (*) this 27th day of February, 1997, to the following:

Division of Legal Services*
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Robert Spangler
ATN, Inc.
919 Dilworth Street
St. Marys, Georgia 31558



Attorney

all\960603.wop