

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause proceedings against Amer-I-Net Services Corp. for violation of Rule 25-4.118, F.A.C., Interexchange Carrier Selection, and Rule 25-4.043, F.A.C., Response to Commission Staff Inquiries.

DOCKET NO. 980165-TI
ORDER NO. PSC-98-0748-PCO-TI
ISSUED: May 29, 1998

The following Commissioners participated in the disposition of this matter:

JULIA L. JOHNSON, Chairman
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.

ORDER GRANTING MOTION FOR EXTENSION OF TIME
TO RESPOND TO ORDER TO SHOW CAUSE

BY THE COMMISSION:

On April 20, 1998, we issued Order No. PSC-98-0549-SC-TI, requiring Amer-I-Net Services Corp. (Ameri-I-Net) to show cause in writing within 20 days of the issuance of our Order why we should not fine it or cancel its certificate for apparent violations of Rule 25-4.118, Florida Administrative Code, and Rule 25-4.043, Florida Administrative Code.

On April 30, 1998, Amer-I-Net filed a Motion for Extension of Time to respond to Order No. PSC-98-0549-SC-TI. Therein, Amer-I-Net asks that it be allowed to respond to Order No. PSC-98-0549-SC-TI within 60 days of the issuance of the Order.

Specifically, Amer-I-Net states that it needs additional time to respond to the Order to Show Cause because of the large number of complaints against it. Amer-I-Net asserts that it will require the additional time in order to assemble the necessary documentation in order for it to provide a proper response to the our Order. In addition, Amer-I-Net states that it also seeks this additional time so that it may try to determine if a settlement of

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FILED IN THE OFFICE OF THE CLERK OF THE COMMISSION

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this Docket may be reached. Therefore, Amer-I-Net asks that we grant its request for an extension and allow it to respond by June 19, 1998.

As stated in Order No. PSC-98-0549-SC-TI, we have received 426 complaints regarding Amer-I-Net. It appears to us that the number of complaints against Amer-I-Net will make it necessary for Amer-I-Net to spend a substantial amount of time reviewing and analyzing the complaints prior to formulating its response. Amer-I-Net has also indicated that it will use this additional time to allow it to seek a resolution of this Docket before it must file its response to our show cause order.

In view of the company's desire to thoroughly review the complaints before responding to our Order, and due to Amer-I-Net's apparent intent to seek a resolution to this Docket, Amer-I-Net's Motion for Extension of Time is granted. Amer-I-Net shall respond to Order No. PSC-98-0549-SC-TI by June 19, 1998.

Based on the foregoing, it is therefore

ORDERED by the Florida Public Service Commission that Amer-I-Net Services Corp.'s Motion for Extension of Time to respond to Order No. PSC-98-0549-SC-TI is granted. It is further

ORDERED that Amer-I-Net shall respond to Order No. PSC-98-0549-SC-TI by June 19, 1998. It is further

ORDERED that this Docket shall remain open pending the outcome of this proceeding.

By ORDER of the Florida Public Service Commission this 29th Day of May, 1998.

BLANCA S. BAYÓ, Director
Division of Records and Reporting



Kay Flynn, Chief
Bureau of Records

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.