## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Cancellation by Florida Public Service Commission of Interexchange Telecommunications Certificate No. 5482 issued to Communication Sciences Group, Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 981981-TI ORDER NO. PSC-99-0830-FOF-TI ISSUED: April 22, 1999

The following Commissioners participated in the disposition of this matter:

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

## NOTICE OF PROPOSED AGENCY ACTION ORDER CANCELLING INTEREXCHANGE TELECOMMUNICATIONS 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 substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

Communication Sciences Group, Inc. (Communication Sciences Group) obtained Florida Public Service Commission IXC Certificate No. 5482 on December 17, 1997.

The Division of Administration mailed the 1997 regulatory assessment fee (RAF) notice by certified mail. Our staff received the return receipt from the United States Postal Service (USPS) which showed that the RAF notice was signed for and delivered on January 27, 1998.

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The Division of Administration advised our staff by memorandum that Communication Sciences Group had not paid its 1997 RAF, plus the 1997 statutory penalty and interest charges.

After the docket was opened, but prior to our agenda conference, a Communication Sciences Group representative called our staff and advised that the company would pay the past due amount in full and request voluntary cancellation of its certificate.

The Division of Administration records show that 1997 and 1998 RAFs, and all past due charges have now been paid.

Accordingly, we hereby grant Communication Sciences Group, Inc., holder of Interexchange Telecommunications Certificate (IXC) of public convenience and necessity, a voluntary cancellation of Interexchange Telecommunications Certificate No. 5482, with an effective date of December 31, 1998.

Communication Sciences Group, Inc. shall return its certificate to this Commission.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Communication Sciences Group, Inc.'s Certificate Number 5482 to provide interexchange telecommunications services is hereby cancelled. It is further

ORDERED that Communication Sciences Group, Inc. shall return its certificate to this Commission. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective unless an appropriate petition, in the form provided by Rule 25-22.036, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed.

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By ORDER of the Florida Public Service Commission, this 22nd day of April, 1999.

BLANCA S. BAYÓ, Director

Division of Records and Reporting

(SEAL)

JAM

## 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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, 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 May 13, 1999.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date.

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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.