

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for approval of transfer of control of all outstanding stock of Ameritech Corporation (parent corporation of Ameritech Communications International, Inc., holder of IXC Certificate No. 4688 and ALEC Certificate No. 4840) to SBC Communications, Inc.

DOCKET NO. 990685-TP
ORDER NO. PSC-99-1318-PAA-TP
ISSUED: July 13, 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 APPROVING TRANSFER OF CONTROL OF ALL OUTSTANDING STOCK

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.

Section 364.33, Florida Statutes, provides that a person may not acquire ownership or control of any telecommunications facility, or any extension thereof for the purpose of providing telecommunications services to the public, including the acquisition, transfer, or assignment of majority organizational control or controlling stock ownership, without prior approval from this Commission.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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By letter dated April 19, 1999, Ameritech Corporation and SBC Communications, Inc. (SBC Communications) filed with this Commission an application for approval of transfer of control of all outstanding stock of Ameritech Corporation to SBC Communications. Ameritech Corporation is the parent corporation of Ameritech Communications International, Inc. (Ameritech International), holder of Interexchange Telecommunications Certificate No. 4688 and Alternative Local Exchange Telecommunications Certificate No. 4840. Ameritech International has stated that the transaction will be virtually transparent to its customers in Florida and it will not affect the services being provided. Ameritech has further stated that it will continue to operate under its existing certificated name and tariff on file with this Commission.

In accordance with our authority under Section 364.33, Florida Statutes, to approve the acquisition or transfer of majority organizational control or controlling stock ownership of a telecommunications company providing service in Florida, we have reviewed the Petition of Ameritech Corporation and SBC Communications, and find it appropriate to approve it. We have based our review and decision upon an analysis of the public's interest in efficient, reliable telecommunications service. Our decision does not address the potential impact of the transfer on the competitive market in Florida, or on the companies' or their competitors' interests. We emphasize, however, that our approval of the Petition pursuant to our authority under Section 364.33, Florida Statutes, does not preclude us from addressing any of our concerns that may arise regarding this transaction to the appropriate federal or state agencies.

Based on the foregoing, it is,

ORDERED by the Florida Public Service Commission that Ameritech Corporation and SBC Communications, Inc.'s request for approval of transfer of control of all outstanding stock of Ameritech Corporation to SBC Communications, Inc. is hereby approved. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order, unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the

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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.

By ORDER of the Florida Public Service Commission, this 13th day of July, 1999.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

KMP

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 that is available under Section 120.57, 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 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

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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 August 3, 1999.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

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.

FLORIDA PUBLIC SERVICE COMMISSION - RECORDS AND REPORTING

Requisition for Photocopying and Mailing

Number of Originals 41 Date 7, 14, 99 Copies Per Original 19
 Requested By Ruth

Item Presented _____
 Agenda For (Date) _____ Order No. 99-1318 In Docket No. 990685
 Notice of _____ For (Date) _____ In Docket No. _____
 Other _____

Special Handling Instructions _____

Distribution/Mailing

| Number | Distributed/Mailed To | Number | Distribution/Mailed To |
|-----------|-------------------------------------|--------|------------------------|
| <u>19</u> | <u>Commission Offices</u> | | |
| | <u>Docket Mailing List - Mailed</u> | | |
| <u>2</u> | <u>Docket Mailing List - Faxed</u> | | |

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number 139 Verified By Michael
 Date and Time Completed 7/21 Job Checked For Correctness and Quality (Initial) MS

Mail Room Verification

Date Mailed / Verified By /

M E M O R A N D U M

July 12, 1999

RECEIVED-FPSC

99 JUL 13 PM 1:52

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (PEÑA) *kmp CB*

RE: DOCKET NO. 990685-TP - REQUEST FOR APPROVAL OF TRANSFER OF CONTROL OF ALL OUTSTANDING STOCK OF AMERITECH CORPORATION (PARENT CORPORATION OF AMERITECH COMMUNICATIONS INTERNATIONAL, INC., HOLDER OF IXC CERTIFICATE NO. 4688 AND ALEC CERTIFICATE NO. 4840) TO SBC COMMUNICATIONS, INC.

99-1318-PAA

Attached is an NOTICE OF PROPOSED AGENCY ACTION ORDER APPROVING TRANSFER OF CONTROL OF ALL OUTSTANDING STOCK, to be issued in the above-referenced docket. (Number of pages in order - 4)

KMP/anc
Attachment
cc: Division of Communications
I: 990685.kmp

forwarded - 2/0 -