

MCWHIRTER REEVES  
ATTORNEYS AT LAW

ORIGINAL

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(813) 224-0866 (813) 221-1854 Fax

PLEASE REPLY TO:  
TALLAHASSEE

TALLAHASSEE OFFICE:  
117 SOUTH GADSDEN  
TALLAHASSEE, FLORIDA 32301  
(850) 222-2525  
(850) 222-5606 Fax

March 9, 2000

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RECORDS AND  
REPORTING

VIA HAND-DELIVERY

Blanca S. Bayo, Director  
Division of Records and Reporting  
Betty Easley Conference Center  
4075 Esplanade Way  
Tallahassee, Florida 32399-0870

Re: Docket Number 991511-TP

Dear Ms. Bayo:

Enclosed for filing and distribution are the original and fifteen photocopies of USLD Communication, Inc.'s Notice of Withdrawal of Petition on Proposed Agency Action.

Please acknowledge receipt of the above by date-stamping the extra copy provided.

Thank you for your assistance.

Yours truly,

Joseph A. McGlothlin

APA \_\_\_\_\_  
APP \_\_\_\_\_ JAM/jk  
CAF \_\_\_\_\_ enc.  
CMU \_\_\_\_\_ cc/enc.: Marlene Stern, Legal Department  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG \_\_\_\_\_  
MAS \_\_\_\_\_  
OCC \_\_\_\_\_  
RRR \_\_\_\_\_  
SEC \_\_\_\_\_  
WAV \_\_\_\_\_  
OTH \_\_\_\_\_

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Done 3/10/00

MCWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, DECKER, KAUFMAN, ARNOLD & STEEN, P.A.

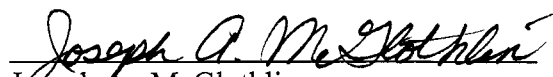
DOCUMENT NUMBER-DATE  
03102 MAR-98  
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE:	)	
Cancellation by Florida Public Service Commission of	)	
Inter-exchange Telecommunications Certificate No.3192 to	)	Docket No. 991511-TI
USLD Acquisition Corp. II d/b/a Omni Communications,	)	
Inc. for violation of Rule 25-4.0161, F.A.C., Regulatory	)	Filed on March 9, 2000
Assessment Fees.	)	
_____	)	

NOTICE OF WITHDRAWAL  
OF PETITION ON PROPOSED AGENCY ACTION  
AND OF REQUEST FOR HEARING

USLD Communications, Inc., through its undersigned counsel, hereby withdraws the Petition on Proposed Agency Action directed to Order PSC-99-2440-PAA-TI, and , for the reasons stated in its letter to Staff ated March 3, 2000 (attached as Exhibit A), hereby requests that Certificate No.3192 be canceled.

  
 Joseph A. McGlothlin  
 McWhiter Reeves McGlothlin Davidson  
 Kaufman Arnold & Steen, P.A.  
 117 South Gadsden Street  
 Tallahassee, Florida 32301  
 Telephone: (850) 222-2525  
 Telecopier: (850) 222-5606

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Notice of Withdrawal has been furnished by hand delivery this 9<sup>th</sup> day of March, 2000 to the following:

Marlene Stern  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

  
\_\_\_\_\_  
Joseph A. McGlothlin

**MCWHIRTER REEVES**  
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March 3, 2000

Ms. Paula Isler  
Florida Public Service Commission  
Department of Communications  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Ms. Kimberly Pena  
Florida Public Service Commission  
Department of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399

Re: Docket Number 991511-TI: USLD Acquisition Corp. II d/b/a Omni  
Communications, Inc.

Dear Paula and Kimberly:

As I discussed with each of you, USLD Communications, Inc. (USLD) filed a petition on proposed agency action in the above docket to provide it an opportunity to investigate whether Certificate No. 3192 should remain in effect in light of the acquisition of Omni Communications, Inc. by USLD and the subsequent reorganization of the business. We have determined that no traffic is being carried or billed pursuant to the certificate, meaning that all customers formerly served by Omni have either been moved to a different billing platform of an affiliate or have changed carriers. Accordingly, we withdraw the request for a hearing and ask that Certificate No. 3192 be canceled. In view of the voluntary surrender of the certificate, it is our understanding that no fines will be issued.

Since I spoke with you, USLD has paid the sum of \$69.00 for past regulatory assessment fees and interest. USLD acknowledges its obligation to pay the fees applicable to the Year 2000, and will submit that amount prior to March 31, 2000.

Yours truly,



Joseph A. McGlothlin

JAM/jk  
cc/enc: Carol Kuhnnow  
David LeNard

MCWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, DECKER, KAUFMAN, ARNOLD & STEEN, P.A.

EXHIBIT "A"