

State of Florida



Public Service Commission

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FEB-8 AM 11:51
RECORDS AND REPORTING

DATE: FEBRUARY 8, 2001

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF REGULATORY OVERSIGHT (T. WILLIAMS)
DIVISION OF LEGAL SERVICES (BANKS)

Handwritten initials and signatures: T. Williams, Banks, and others.

RE: DOCKET NO. 000504-TP - JOINT APPLICATION FOR APPROVAL OF AGREEMENT AND PLAN OF MERGER WHEREBY STAR TELECOMMUNICATIONS, INC. (HOLDER OF IXC CERTIFICATE NO. 5255) AND ITS SUBSIDIARIES AS TELECOMMUNICATIONS, INC. (HOLDER OF IXC CERTIFICATE NO. 3510), PT-1 COMMUNICATIONS (HOLDER OF IXC CERTIFICATE NO. 4432), PT-1 LONG DISTANCE, INC. (HOLDER OF IXC CERTIFICATE NO. 7110), CEO TELECOMMUNICATIONS, INC. (HOLDER OF IXC CERTIFICATE NO. 4073), WILL MERGE WITH AND INTO STI MERGER CO., A WHOLLY-OWNED SUBSIDIARY OF WORLD ACCESS, INC.

AGENDA: 02/20/01 - REGULAR AGENDA - INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\RGO\WP\000504.RCM

CASE BACKGROUND

On April 27, 2000, the above docket was initiated pursuant to a request for approval of transfer of control filed jointly by STAR TELECOMMUNICATIONS, INC. (Holder of IXC Certificate No. 5255) and its subsidiaries AS TELECOMMUNICATIONS, INC. (Holder of IXC Certificate No. 3510), PT-1 COMMUNICATIONS (Holder of IXC Certificate No. 4432), PT-1 LONG DISTANCE, INC. (Holder of IXC Certificate No. 7110), CEO TELECOMMUNICATIONS, INC. (Holder of IXC Certificate No. 4073), and STI MERGER CO., a wholly-owned subsidiary of WORLD ACCESS, INC.

DOCUMENT NUMBER-DATE

01842 FEB-80

FPSC-RECORDS/REPORTING

DOCKET NO. 000504-TP
DATE: February 8, 2001

The Commission approved the transfer of control in Order No. PSC-00-1230-PAA-TP, issued July 7, 2000 with Consummating Order No. PSC-00-1413-CO-TP, issued August 1, 2000 (Attachment A).

On January 11, 2001, staff was notified by Nowalsky, Bronston & Gothard, Regulatory Counsel on behalf of the Parties, that the merger did not take place (Attachment B). Therefore, staff is requesting that Order No. PSC-00-1230-PAA-TP, issued July 7, 2000, be vacated.

The Commission is vested with jurisdiction on this matter pursuant to Section 364.33, Florida Statutes.

DISCUSSION OF ISSUES

ISSUE 1: Should Order No. PSC-00-1230-PAA-TP, issued July 7, 2000, in Docket No. 000504-TP be vacated?

RECOMMENDATION: Yes. Interexchange Telecommunications Certificate Nos. 5255, 3510, 4432, 7110, and 4073 shall remain with STAR Telecommunications, Inc. and its subsidiaries.

STAFF ANALYSIS: Since the transfer of control did not take place, staff is recommending that Order No. PSC-00-1230-PAA-TP, issued July 7, 2000, be vacated. Interexchange Telecommunications Certificate Nos. 5255, 3510, 4432, 7110, and 4073 shall remain with STAR Telecommunications, Inc. and its subsidiaries.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes, this docket should be closed upon issuance of the Commission's vacating order.

STAFF ANALYSIS: This docket should be closed when the Commission's order is issued vacating its approval of the merger.