

State of Florida



Public Service Commission
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: FEBRUARY 20, 2003

TO: DIRECTOR, DIVISION OF THE COMMISSION
ADMINISTRATIVE SERVICES (BAYÓ)

FROM: DIVISION OF COMPETITIVE MARKETS & ENFORCEMENT (T.WILLIAMS)
OFFICE OF THE GENERAL COUNSEL (TEITZMAN) *BT*

RE: DOCKET NO. 021140-TI - APPLICATION FOR CERTIFICATE TO
PROVIDE INTEREXCHANGE TELECOMMUNICATIONS SERVICE BY AS
SYSTEM TECHNOLOGY, CORPORATION

AGENDA: 03/04/03 - REGULAR AGENDA - INTERESTED PERSONS MAY
PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\CMP\WP\021140.RCM

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CLERK

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CASE BACKGROUND

On November 12, 2002, AS System Technology, Corporation (AS) submitted an application for a Certificate of Public Convenience and Necessity to the Florida Public Service Commission. Docket No. 021140-TI was opened to process the application.

A review of the application revealed that the required tariff was missing. On December 11, 2002, a certified letter was mailed to Mr. Alvaro Pena, Director of AS System Technology, Corporation. Staff requested that the tariff be submitted by January 9, 2003. As of this date, no tariff has been submitted. Further, staff has been unable to contact Mr. Pena by telephone using the telephone number listed in the application.

The Commission is vested with jurisdiction in this matter pursuant to Rule 25-24.470, Certificate of Public Convenience and

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Necessity Required, Florida Administrative Code. Accordingly, staff believes the following recommendation is appropriate.

RECOMMENDATION

ISSUE 1: Should the Commission grant AS System Technology, Corporation (AS) a certificate to provide interexchange telecommunications services with the State of Florida?

RECOMMENDATION: No. The Commission should not grant AS a certificate to provide IXC services within the State of Florida.
(T.WILLIAMS)

STAFF ANALYSIS: AS submitted its application to provide IXC telecommunications services on November 12, 2002. In its application, AS did not include the tariff as required by Chapter 25-24.470, Florida Administrative Code. In addition, AS failed to forward the tariff by January 9, 2003, as requested in a certified letter dated December 11, 2002. The certified mail return receipt was received by this Commission on December 17, 2002. Further, staff has been unable to contact Mr. Pena by telephone using the telephone number listed in the application.

Accordingly, staff recommends that AS's application to provide interexchange telecommunications services within the State of Florida be denied.

ISSUE 2: Should Docket No. 021140-TI be closed?

RECOMMENDATION: Yes, the docket should be closed upon issuance of a Consummating Order unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of the issuance of the Proposed Agency Action Order.
(TIETZMAN)

DOCKET NO. 021140-TI
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STAFF ANALYSIS: The docket should be closed upon issuance of a Consummating Order unless a person whose substantial interests are affected by the Commission's decision files a protest within 21 days of the issuance of the Proposed Agency Action Order.