

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for cancellation  
of ALEC Certificate No. 7427 by  
FairPoint Communications  
Solutions Corp., effective  
12/31/02.

DOCKET NO. 030309-TX  
ORDER NO. PSC-03-0625-PAA-TX  
ISSUED: May 23, 2003

The following Commissioners participated in the disposition of  
this matter:

LILA A. JABER, Chairman  
J. TERRY DEASON  
BRAULIO L. BAEZ  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON

NOTICE OF PROPOSED AGENCY ACTION  
ORDER CANCELLING ALTERNATIVE LOCAL EXCHANGE  
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.

Fairpoint Communications Solutions Corp. (Fairpoint), holder  
of Alternative Local Exchange Telecommunications Certificate (ALEC)  
of Public Convenience and Necessity No. 7427, has requested the  
cancellation of ALEC Certificate No. 7427. Fairpoint has complied  
with the provision of Rule 25-24.820(2), Florida Administrative  
Code, by providing adequate notice in writing of its request for  
cancellation of its ALEC certificate and by submitting its  
Regulatory Assessment Fees (RAFs) for the year 2002. Accordingly,  
we find it appropriate to cancel ALEC Certificate No. 7427,  
effective December 31, 2002. We are vested with jurisdiction over  
this matter pursuant to Section 364.335, Florida Statutes.

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Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Fairpoint Communications Solutions Corp.'s Certificate No. 7427 to provide Alternative Local Exchange Telecommunications services is hereby canceled, effective December 31, 2002. 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 the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" 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 23rd Day of May, 2003.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records and Hearing  
Services

( S E A L )

LHD

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 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 the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on June 13, 2003.

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/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.