

State of Florida



Public Service Commission

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

DATE: August 18, 2005

TO: Blanca S. Bayó, Commission Clerk and Administrative Services Director

FROM: Beth W. Salak, Director, Division of Competitive Markets & Enforcement
Beth Keating, Attorney Supervisor, Office of the General Counsel *BW* *BK*

RE: Docket No. 040979-TI - Compliance investigation of NorVergence, Inc. for
apparent violation of Section 364.336, F.S.

On August 31, 2004, staff established this docket for nonpayment of the 2003 Regulatory Assessment Fee. In November 2004, staff learned that this company had filed for Chapter 11 bankruptcy protection on June 30, 2004 and that the case was converted to a Chapter 7 proceeding on July 13, 2004. Staff has been attempting to get the bankruptcy trustee to request cancellation of NorVergence, Inc.'s IXC registration and tariff without success.

Although as of this date, the Commission has not received official notification that NorVergence, Inc. filed for bankruptcy, staff has verified the bankruptcy through the US Bankruptcy Court, District of New Jersey.

Since the company filed for bankruptcy prior to this docket being established and pursuant to Section 2.07.C.2.d(1), Administrative Procedures Manual, staff requests that this docket be closed as it was opened in error. Please contact Paula Isler at 413-6502 if you have any questions.

ok to close 8/18/05 Amv

cc: Office of the General Counsel (Scott)
Division of Competitive Markets & Enforcement (Isler)

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