

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Acknowledgment of name change on IXC Registration No. TJ414 and CLEC Certificate No. 7552 from Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch to Birch Telecom of the South, Inc. d/b/a Birch Telecom d/b/a Birch d/b/a Birch Communications, effective April 17, 2008.

DOCKET NO. 080192-TP
ORDER NO. PSC-08-0350-FOF-TP
ISSUED: May 28, 2008

ORDER ACKNOWLEDGING NAME CHANGE ON CLEC CERTIFICATE

BY THE COMMISSION:

By letter dated March 31, 2008, Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch holder of Competitive Local Exchange Certificate of Public Convenience and Necessity No.7552, requested that Certificate No.7552 be amended to reflect the inclusion of a fictitious name, Birch Telecom of the South, Inc. d/b/a Birch Telecom d/b/a Birch d/b/a Birch Communications. Upon review of the Department of State, Division of Corporations' records, it appears that Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch has properly registered the fictitious name. Accordingly, we find it appropriate to amend Certificate No.7552 to reflect the new operating name.

This Order will serve as Birch Telecom of the South, Inc. d/b/a Birch Telecom d/b/a Birch d/b/a Birch Communications amended Competitive Local Exchange Certificate of Public Convenience and Necessity No.7552. Birch Telecom of the South, Inc. d/b/a Birch Telecom d/b/a Birch d/b/a Birch Communications should retain this Order as evidence of the name change. We are vested with jurisdiction over this matter pursuant to Section 364.335, Florida Statutes.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the request by Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch to change the name on Certificate No.7552 from Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch to Birch Telecom of the South, Inc. d/b/a Birch Telecom d/b/a Birch d/b/a Birch Communications is hereby acknowledged. It is further

ORDERED that this Order will serve as Birch Telecom of the South, Inc. d/b/a Birch Telecom d/b/a Birch d/b/a Birch Communications amended certificate and that this Order should be retained as evidence of the name change. It is further

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ORDERED that this change will be effective upon issuance of this Order. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission this 28th day of May, 2008.



ANN COLE
Commission Clerk

(S E A L)

VSM

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 or judicial review of Commission orders that is available under Sections 120.57 or 120.68, 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 or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request:

- 1) reconsideration of the decision by filing a motion for reconsideration with the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or
- 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Office of Commission Clerk, and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.