

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for cancellation) DOCKET NO. 931075-TC
of Pay Telephone Certificate No.) ORDER NO. PSC-94-0014-FOF-TC
1649 to PHONETEL SYSTEMS OF) ISSUED: January 5, 1994
FLORIDA, and application for)
certificate to provide pay)
telephone service by PHONETEL)
TECHNOLOGIES, INC.)
_____)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO
DIANE K. KIESLING

NOTICE OF PROPOSED AGENCY ACTION
ORDER CANCELLING CERTIFICATE NO. 1649 AND
GRANTING NEW CERTIFICATE TO PROVIDE PAY TELEPHONE SERVICE

BY THE COMMISSION:

By letter dated November 2, 1993, Phonetel Systems of Florida (Phonetel), the holder of Pay Telephone Certificate No. 1649, requested that Certificate No. 1649 be cancelled, and that a new certificate be issued in the name Phonetel Technologies, Inc. (PTI) Along with its request, Phonetel submitted a completed application for a certificate in the name PTI. The reason for this filing is that, pursuant to Rule 25-24.512, Florida Administrative Code, pay telephone certificates are not transferable; Phonetel and PTI are two separate legal entities.

Upon review, PTI's application contains the information required under Sections 364.3375 and 364.335, Florida Statutes, and Rule 25-24.511, Florida Administrative Code. Accordingly, we propose to grant to PTI a certificate to provide pay telephone service consistent with the conditions and requirements set forth in Rules 25-24.505 through 25-24.520, Florida Administrative Code, and to cancel Phonetel's Certificate, No. 1649.

It is, therefore,

ORDERED by the Florida Public Service Commission that Certificate No. 1649, issued to Phonetel Systems of Florida, is hereby cancelled. It is further

DOCUMENT NUMBER-DATE

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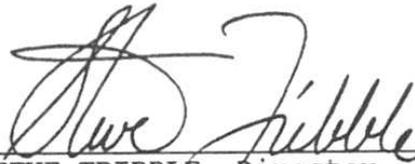
FPSC-RECORDS/REPORTING

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ORDERED that the application by Phonetel Technologies, Inc. for a certificate to provide pay telephone service is hereby granted. It is further

ORDERED that, unless a person whose interests are substantially affected by the action proposed herein files a petition in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, this Order shall become final and this docket shall be closed on the following date.

By ORDER of the Florida Public Service Commission this 5th day of January, 1994.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

RJP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on January 26, 1994.

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In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting 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 of the effective date 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.