

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for cancellation) DOCKET NO. 940313-TS
of Shared Tenant Services) ORDER NO. PSC-94-0661-FOF-TS
Certificate No. 2042 by JOSEPH) ISSUED: June 1, 1994
DIBARTOLOMEO & DEAN F.)
DIBARTOLOMEO.)
_____)

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTION
ORDER CANCELLING CERTIFICATE NO. 2042

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.

On March 22, 1994, Joseph DiBartolomeo requested that Certificate of Public Convenience and Necessity No. 2042, belonging to Joseph and Dean DiBartolomeo, be cancelled. Joseph and Dean DiBartolomeo no longer provide shared tenant services.

Therefore, we approve the request to cancel Certificate No. 2042. Joseph and Dean DiBartolomeo are directed to return Certificate No. 2042 to the Commission, if they have not already done so. Our cancellation of this certificate does not diminish the certificate holders' responsibility to pay any due and owing regulatory assessment fees.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that, unless a person whose interests are substantially affected by this Order files a protest in the form and by the date set forth in the Notice

DOCUMENT PREPARED DATE

05343 JUN-1 1994

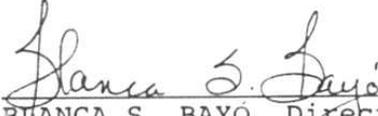
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ORDER NO. PSC-94-0661-FOF-TS
DOCKET NO. 940313-TS
PAGE 2

of Further Proceedings or Judicial Review, below, Certificate No. 2042 shall be cancelled effective the following day and this docket shall be closed. It is further

ORDERED that, if no protest is filed as set forth in the Notice of Further Proceedings or Judicial Review, Joseph and Dean DiBartolomeo shall return their certificate and remit any and all outstanding Regulatory Assessment Fees due the Florida Public Service Commission.

By ORDER of the Florida Public Service Commission, this 1st day of June, 1994.



BLANCA S. BAYO, Director
Division of Records and Reporting

(S E A L)

LMB

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

ORDER NO. PSC-94-0661-FOF-TS
DOCKET NO. 940313-TS
PAGE 3

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 June 22, 1994.

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.