## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for cancellation of ALEC Certificate No. 4447 and IXC Certificate No. 2656 by National Telecommunications of Florida, Inc. d/b/a NationalTel, effective 8/31/99.

DOCKET NO. 991263-TP ORDER NO. PSC-99-2059-PAA-TP ISSUED: October 20, 1999

The following Commissioners participated in the disposition of this matter:

JOE GARCIA, Chairman J. TERRY DEASON SUSAN F. CLARK E. LEON JACOBS, JR.

NOTICE OF PROPOSED AGENCY ACTION
ORDER CANCELING ALTERNATIVE LOCAL EXCHANGE
TELECOMMUNICATIONS AND INTEREXCHANGE
TELECOMMUNICATIONS CERTIFICATES

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.

National Telecommunications of Florida, Inc. d/b/a NationalTel (NationalTel), holder of Alternative Local Telecommunications Certificate (ALEC) of Public Convenience and Necessity No. 4447 and Interexchange Telecommunications Certificate (IXC) of Public Convenience and Necessity No. 2656, has requested the cancellation of ALEC Certificate No. 4447 and IXC Certificate No. 2656. NationalTel has complied with the provisions of Rule 25-24.820(2), Florida Administrative Code, and Rule 25-24.474(2), Florida Administrative Code, by providing adequate notice in writing of its request for cancellation of its certificates and by submitting its Regulatory Assessment Fees (RAFs) for 1998.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Accordingly, we find it appropriate to cancel ALEC Certificate No. 4447 and IXC Certificate No. 2656, effective August 31, 1999.

NationalTel shall return its certificate to this Commission. In addition, under Section 364.336, Florida Statutes, certificate holders must pay a minimum annual Regulatory Assessment Fee of \$50 if the certificate was active during any portion of the calendar year. A RAFs Return notice for 1999 will be mailed to NationalTel. Neither the cancellation of its certificate nor the failure to receive a RAFs Return notice for the year 1999 shall relieve NationalTel from its obligation to pay RAFs for 1999.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that National Telecommunications of Florida, Inc. d/b/a NationalTel's Certificate No. 4447 to provide Alternative Local Exchange Telecommunications services and Certificate No. 2656 to provide Interexchange Telecommunications services are hereby canceled, effective August 31, 1999. It is further

ORDERED that National Telecommunications of Florida, Inc. d/b/a NationalTel shall return its certificates to this Commission and remit Regulatory Assessment Fees for the year 1999. 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 Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed.

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By ORDER of the Florida Public Service Commission, this <u>20th</u> day of <u>October</u>, <u>1999</u>.

BLANCA S. BAYÓ, Director Division of Records and Reporting

Kay Flynn, Chief Bureau of Records

(SEAL)

KMP

## 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 Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on November 10, 1999.

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 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.