

Section 1 - Bureau of Records and Hear Services Completes

Docket No. 030750-TP Date Docketed: 08/04/2003 Title: Joint request for waiver of carrier selection requirements of Rule 25-4.118, F.A.C. due to acquisition of assets, including, but not limited to, subscriber base of Ciera Network Systems, Inc. (holder of IXC Registration No. TJ275 and CLEC Certificate No. 7229) by New Access Communications LLC (holder of IXC Registration No. TJ511 and CLEC Certificate No. 7804).

Company: Ciera Network Systems, Inc.
Ciera Network Systems, Inc.
New Access Communications LLC
New Access Communications LLC

Official Filing Date: _____ Expiration: _____
Last Day to Suspend: _____
Referred to: _____
("O" indicates OPR)

AUS	CAF	CCA	(CMP)	ECR	EXT	GCL	MMS	PIF
			X			X		

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module B1(j); B7(b)

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff T Williams

Staff Counsel L Fordham

OCRs

	Current CASR revision level	Due Dates	
		Previous	Current
1.	Staff Recommendation	09/18/2003	10/09/2003
2.	Agenda	09/30/2003	10/21/2003
3.	PAA Order - Close if No Protest	10/20/2003	11/10/2003
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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel _____
Hearing Examiner _____ Staff X

Date filed with CCA: 09/18/2003

Initials: OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg	Staff
ALL	JB	DS	BZ	BD	DV	Exam	
							X

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	BD	DV	
					X

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature]
Date: Pending 10/1/03

8/4/03 1:17 PM

Sandy Moses

To: Beth Keating
Cc: Ruth Nettles
Subject: Filing Question

Importance: High

CLEC 7804 TJS11

We received a joint application for approval for New Access Communications LLC to acquire certain assets, including, but not limited to, the subscriber base of Ciera Network Systems, Inc., (IXC Registration TJ275) and request for waiver of Rule 25-24.118. Ciera also holds an ALEC certificate (No. 7229), although from glancing through the filing, I don't see any mention of NAC acquiring that.

Based on the recent legislative changes to the IXC law, should this filing be docketed and if so, will the title need to be different from those used in the past for similar dockets (see 030310 and 030314 for examples).

We'll place this filing in the undocketed docket (030000-PU) until we hear back from you on the proper procedure.

Ruth Nettles

From: Sandy Moses
Sent: Monday, August 04, 2003 3:02 PM
To: Beth Keating
Cc: Ruth Nettles
Subject: RE: Filing Question

Thanks Beth. We'll proceed with your suggested title and docket the request.

Ruth -- FYI.

-----Original Message-----

From: Beth Keating
Sent: Monday, August 04, 2003 3:00 PM
To: Sandy Moses
Cc: Sally Simmons; Rick Moses
Subject: RE: Filing Question

They still need the waiver of Rule 25-4.118, F.A.C., because the slamming statute still applies to them. Looking at some of the past titles, I think you could title the Docket in essentially the same way, just maybe not include the approval of transfer of assets. Something like "Request for Waiver of carrier selection requirements of Rule 25-4.118, F.A.C. due to acquisition of assets, including, but not limited to, the subscriber base of Ciera Network Systems, Inc."

-----Original Message-----

From: Sandy Moses
Sent: Monday, August 04, 2003 1:18 PM
To: Beth Keating
Cc: Ruth Nettles
Subject: Filing Question
Importance: High

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STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

August 8, 2003

Patrick D. Crocker, Esquire
Early, Lennon, Crocker & Bartosiewicz, P.L.C.
900 Comerica Building
Kalamazoo, Michigan 49007-4752

Re: Docket No. 030750-TP

Dear Mr. Crocker:

This will acknowledge receipt of a joint request for waiver of carrier selection requirements of Rule 25-4.118, F.A.C. due to acquisition of assets, including, but not limited to, subscriber base from Cierra Network Systems, Inc. (holder of IXC Registration No. TJ275 and CLEC Certificate No. 7229) to New Access Communications LLC (holder of IXC Registration No. TJ511 and CLEC Certificate No. 7804), which was filed in this office on August 4, 2003, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Division of the Commission Clerk and Administrative Services
Florida Public Service Commission

Kay Flynn

030750-TP

From: Kay Flynn
Sent: Tuesday, August 19, 2003 9:06 AM
To: Jackie Gilchrist
Subject: RE: 030750-TP

Thanks!

-----Original Message-----

From: Jackie Gilchrist
Sent: Tuesday, August 19, 2003 8:27 AM
To: Kay Flynn
Subject: RE: 030750-TP

one docket is ok for both.

-----Original Message-----

From: Kay Flynn
Sent: Tuesday, August 19, 2003 7:46 AM
To: Jackie Gilchrist
Subject: 030750-TP

Jackie, this docket was opened 8/4 with this docket title:

Joint request for waiver of carrier selection requirements of Rule 25-4.118, F.A.C. due to acquisition of assets, including, but not limited to, subscriber base from Cierra Network Systems, Inc. (holder of IXC Registration No. TJ275 and CLEC Certificate No. 7229) to New Access Communications LLC (holder of IXC Registration No. TJ511 and CLEC Certificate No. 7804).

Is this a situation where 2 dockets should have been opened?

Kay



Matilda Sanders

1203-PAA

From: Jackie Schindler
Sent: Thursday, October 23, 2003 12:31 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

5

Date and Time: 10/23/2003 12:30:00 PM
Docket Number: 030750-ti
Filename / Path: 030750paa.lf

a paa order granting waiver of carrier selection requirements and approving transfer of long distance customers has been moved to gc orders for issuance today.

js

4/1

RECEIVED-FPSC
03 OCT 23 PM 2:03
COMMISSION
CLERK

Marguerite Lockard

PSC-03-1317^{CO}-TI

From: Jackie Schindler
Sent: Monday, November 17, 2003 12:42 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 11/17/2003 12:41:00 PM
Docket Number: 030750-ti
Filename / Path: 030750co.lf

3p00

a consummating order has been moved to gc orders for issuance today

thanks

js

4/1