

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Complaint of GTE Florida) DOCKET NO. 931163-TP
Incorporated against) ORDER NO. PSC-94-0683-FOF-TP
TELAMARKETING CORPORATION OF) ISSUED: June 6, 1994
LOUISIANA d/b/a LDDS)
COMMUNICATIONS, INC. and report)
percent interstate usage and to)
pay appropriate compensation)
associated therewith.)
_____)

The following Commissioners participated in the disposition of this matter:

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

ORDER ACKNOWLEDGING WITHDRAWAL OF COMPLAINT

BY THE COMMISSION:

I. BACKGROUND

On December 1, 1993, GTE Florida Incorporated (GTEFL or the Company) filed a complaint against LDDS Communications, Inc. and Advanced Telecommunications Corporation (Collectively LDDS) in which GTEFL alleged a failure by LDDS to accurately report percent interstate usage and to pay appropriate compensation based on percent interstate usage. On December 22, 1993, LDDS filed an Answer and Affirmative Defenses. On February 28, 1994, GTEFL filed a Notice of Withdrawal with Prejudice.

We hereby acknowledge the withdrawal of GTEFL's complaint. In view of the withdrawal of the complaint nothing remains to be done in this Docket.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that GTE Florida Incorporated's withdrawal of its complaint against LDDS Communications, Inc. and Advanced Telecommunications Corporation is hereby acknowledged. It is further

DOCUMENT FILED DATE

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FPSC-REG. CLERK/REPORTING

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ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 6th
day of June, 1994.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay Flynn
Chief, Bureau of Records

(S E A L)

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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.

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 Director, Division of Records and Reporting 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 or sewer 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 after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.