

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for) DOCKET NO. 940646-TI
certificate to provide) ORDER NO. PSC-95-0556-FOF-TI
interexchange telecommunications) ISSUED: May 8, 1995
service, with alternative)
operator services, by CALL)
PROCESSING SYSTEMS, INC.)
_____)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

NOTICE OF PROPOSED AGENCY ACTION
ORDER DENYING CERTIFICATE TO
PROVIDE INTEREXCHANGE TELECOMMUNICATIONS
WITH ALTERNATIVE OPERATOR SERVICES
AND REQUIRING ALL INTEREXCHANGE TELECOMMUNICATIONS COMPANIES
TO DISCONTINUE PROVIDING SERVICES

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 in accordance with Rule 25-22.029, Florida Administrative Code.

On June 16, 1994, Call Processing Systems, Inc. filed an application for a certificate of public convenience and necessity to provide interexchange telecommunications and alternative operator services. After numerous contacts with the company, the required information to have a completed tariff on file with this Commission was not provided. Further, the company has not filed the proper information to be certificated to conduct business with the Secretary of State, Division of Corporations.

Because of failure to file the proper documentation, Call Processing Systems, Inc. has not satisfied our certification requirements. Thus, a certificate to provide interexchange telecommunications and alternative operator services is denied.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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Should Call Processing Systems, Inc. operate as an interexchange telecommunications provider in Florida, it would be in violation of Rule 25-24.4701(3), Florida Administrative Code, Provision of Regulated Telecommunications Service to Uncertificated Resellers Prohibited. Thus, as of the date of this Order, all certificated interexchange telecommunications companies are hereby ordered to refrain from or discontinue providing interexchange telecommunications services to Call Processing Systems, Inc.

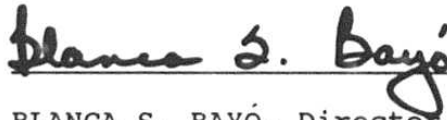
It is, therefore

ORDERED by the Florida Public Service Commission that we hereby deny, to Call Processing Systems, Inc. a certificate to provide interexchange telecommunications and alternative operator services. It is further

ORDERED that, as of the date of this Order, all certificated interexchange telecommunications companies are hereby ordered to refrain from or discontinue providing interexchange telecommunications services to Call Processing Systems, Inc. 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 effective and this docket shall be closed on the following date.

By ORDER of the Florida Public Service Commission, this 8th day of May, 1995.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

SHS

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 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on May 30, 1995.

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.