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FPSC-COMMISSION CLERK

## FLORIDA PUBLIC SERVICE COMMISSION COMMISSION CONFERENCE AGENDA

CONFERENCE DATE AND TIME: Tuesday, July 14, 2009, 9:30 a.m.

LOCATION: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

DATE ISSUED: July 2, 2009

## NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (\*\*) next to the agenda item number.

To participate informally, affected persons need only appear at the agenda conference and request the opportunity to address the Commission on an item listed on agenda. Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing.

See Rule 25-22.0021, F.A.C., concerning Agenda Conference participation and Rule 25-22.0022, F.A.C., concerning oral argument.

To obtain a copy of staff's recommendation for any item on this agenda, contact the Office of Commission Clerk at (850) 413-6770. There may be a charge for the copy. The agenda and recommendations are also accessible on the PSC Website, at http://www.floridapsc.com, at no charge.

Any person requiring some accommodation at this conference because of a physical impairment should call the Office of Commission Clerk at (850) 413-6770 at least 48 hours before the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD). Assistive Listening Devices are available in the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

Video and audio versions of the conference are available and can be accessed live on the PSC Website on the day of the Conference. The audio version is available through archive storage for up to three months after the conference.

ITEM NO.	CASE
11**PAA	Docket No. 090333-TI – Bankruptcy cancellation by Florida Public Service Commission

of IXC Registration No. TJ477, issued to Long Distance Billing Services, Inc., effective June 11, 2009. **Docket No. 090334-TI** – Bankruptcy cancellation by Florida Public Service Commission

of IXC Registration No. TK004, issued to ezTel Network Service, LLC, effective June 11, 2009.

Critical Date(s): None

Commissioners Assigned:All CommissionersPrehearing Officer:Administrative

Staff: RCP: Isler GCL: Morrow

**Issue 1:** Should the Commission cancel Long Distance Billing Services, Inc. and ezTel Network Service, LLC's Intrastate Interexchange Telecommunications (IXC) tariffs and remove each company's name from the register on its own motion effective June 11, 2009, due to bankruptcy; direct the Division of Administrative Services to request permission from the Florida Department of Financial Services to write off any unpaid Regulatory Assessment Fees, including statutory late payment charges, instead of requesting collection services; and require the company to immediately cease and desist providing telecommunications service in Florida?

**<u>Recommendation</u>**: Yes, each entity's IXC tariff and registration should be cancelled on the Commission's own motion as listed on Attachment A of staff's memorandum dated July 1, 2009.

Issue 2: Should these dockets be closed?

**<u>Recommendation</u>**: Yes, these dockets should be closed if no protest is filed and upon issuance of a Consummating Order.