

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Requests for cancellation of pay)	
telephone certificates in response to)	
show cause orders for failure to file)	
1990 annual reports.)	
FIRST CONTINENTAL COMMUNICATIONS, INC.)	DOCKET NO. 910229-TC
GUIDO CALVACHE d/b/a BROOKS GULF SERVICE)	DOCKET NO. 910245-TC
POST STREET FOODWAY)	DOCKET NO. 910332-TC
)	
)	ORDER NO. 25014
)	ISSUED: 9/5/91
)	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 SUSAN F. CLARK
 J. TERRY DEASON
 BETTY EASLEY
 MICHAEL MCK. WILSON

ORDER CANCELING CERTIFICATES IN
RESPONSE TO SHOW CAUSE ORDER

BY THE COMMISSION:

On April 30, 1991, the above-referenced pay telephone service (PATS) providers were ordered to show cause why they should not be fined \$250 for failing to file their Annual Reports as required by Rule 25-24.520, Florida Administrative Code. The chart below lists the individual PATS providers, their respective show cause order numbers, and their respective certificate numbers. As part of their respective Orders, the PATS providers were offered the opportunity to avoid the fine by voluntarily canceling their Certificates of Public Convenience and Necessity and ceasing to provide PATS service. These PATS providers have elected to request this latter course of action.

DOCUMENT NUMBER-DATE

08834 SEP-5 1991

FPSC-RECORDS/REPORTING

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DOCKET NO.	PATS PROVIDER NAME	ORDER NO.	CERTIFICATE NO.
910229-TC	First Continental Communications, Inc.	24494	1654
910245-TC	Guido Calvache d/b/a Brooks Gulf Service	24502	1823
910332-TC	Post Street Foodway	24521	2003

We note that while we intend to permit the PATS providers to cancel their certificates and cease operations as PATS providers, we are not relieving them of their responsibility for the applicable 1991 Regulatory Assessment Fees.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the above-referenced pay telephone service providers shall be permitted to voluntarily cancel their Certificates of Public Convenience and Necessity. It is further

ORDERED that the aforementioned pay telephone service providers shall surrender their certificates and cease to provide pay telephone service. It is further

ORDERED that this Order shall not be interpreted as relieving the various pay telephone service providers from liability for 1991 Regulatory Assessment Fees. It is further

ORDERED that these dockets shall be closed.

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By ORDER of the Florida Public Service Commission, this 5th
day of SEPTEMBER, 1991.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)
JKA

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 Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.