

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificate to)	DOCKET NO. 910693-TI
provide interexchange telecommunications)	
services by INTERNATIONAL TELECOMMUNI-)	ORDER NO. 25249
CATIONS EXCHANGE CORPORATION)	
_____)	ISSUED: 10/24/91

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 ACCEPTING SETTLEMENT OFFER

BY THE COMMISSION:

Based on inquiries received by the Commission and an admission by the Company in its application for certification, we discovered that INTERNATIONAL TELECOMMUNICATIONS EXCHANGE CORPORATION (INTEX), a non-facilities based company, has been conducting business in Florida since February, 1991. For this reason, in Order No. 25018, issued on September 5, 1991, the Commission required INTEX to show cause in writing why it should not be fined up to \$3,000.00 for its violation of Rule 25-24.470, Florida Administrative Code by providing intrastate telecommunication service without first obtaining a Certificate of Public Convenience and Necessity from the Commission. On September 13, 1991, the Commission received a settlement offer of \$2,500 to be paid within thirty (30) days of the date of the issuance of a Commission order authorizing settlement.

The Company has subsequently been granted a certificate of public convenience and necessity as an interexchange carrier and its actions prior to certification were not especially egregious. Fines for this violation have ranged from \$500.00 to \$5,000.00 with \$2,500.00 being the usual amount of a fine imposed by the Commission for violations of this nature.

Upon consideration, we accept INTEX's offer.

Based upon the foregoing it is

ORDERED that the Florida Public Service Commission hereby accepts INTERNATIONAL TELECOMMUNICATIONS EXCHANGE CORPORATION's

DOCUMENT NUMBER-DATE

10642 OCT 24 1991

FPSC-RECORDS/REPORTING

ORDER NO. 25249
DOCKET NO. 910693-TI
PAGE 2

settlement offer of \$2,500 for the Company's violation of Rule 25-24.470, Florida Administrative Code by providing intrastate telecommunications service without first obtaining a Certificate of Public Convenience and Necessity from the Commission. It is further

ORDERED that this docket shall be closed. Should the Company fail to pay \$2,500 within 30 days of the issuance of this order the docket shall be reopened for further Commission action.

By ORDER of the Florida Public Service Commission, this 24th day of OCTOBER, 1991

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

CWM

by: Kay Hagan
Chief, Bureau of Records

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

ORDER NO. 25249
DOCKET NO. 910693-TI
PAGE 3

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.

M E M O R A N D U M

October 24, 1991

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (MURPHY) *Cm TH*

RE: DOCKET NO. 910693-TI

25249

Attached is an ORDER ACCEPTING SETTLEMENT OFFER in the above-referenced docket, which is ready to be issued.

CWM/mgf

Attachment

cc: Division of Communications

910693a.mgf

DOCUMENT NUMBER-DATE

10642 OCT 24 1991

FPSC-RECORDS/REPORTING