

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Requests for cancellation )  
of certificates to provide pay )  
telephone service )  
)  
Glenn Frith ) DOCKET NO. 961336-TC  
Certificate No. 4644 )  
Raymond Antonacci d/b/a LAD LTD ) DOCKET NO. 961358-TC  
Certificate No. 4965 )  
)  
) ORDER NO. PSC-97-0321-FOF-TC  
) ISSUED: March 24, 1997

---

The following Commissioners participated in the disposition of this matter:

JULIA L. JOHNSON, Chairman  
SUSAN F. CLARK  
J. TERRY DEASON  
JOE GARCIA  
DIANE K. KIESLING

ORDER APPROVING PARTIAL  
REINSTATEMENT OF VACATED ORDER

BY THE COMMISSION:

On November 8, 1996, Mr. Raymond Antonacci d/b/a LAD LTD, submitted a request to withdraw his application for a pay telephone certificate. The application was issued Docket no. 960937-TC and certificate number 4965. The request was erroneously processed as a cancellation instead of a withdrawal, and was approved by the Commission in Order No. PSC-96-1523-FOF-TC. At the February 4, 1997 Agenda conference, our staff attempted to correct this error by recommending that Order No. PSC-96-1523-FOF-TC be vacated. This recommendation was approved by the Commission.

Order No. PSC-96-1523-FOF-TC, however, consisted of two Docket Numbers: 961358-TC and 961336-TC, and vacating it resulted in Docket Number 961336-TC, a valid Order, being erroneously vacated. Therefore it is necessary to reinstate Order No. PSC-96-1523-FOF-TC, as it relates to Docket No. 961336-TC, thus reviving our initial Order approving Mr. Glenn Frith's voluntary cancellation of Certificate No. 4644.

DOCUMENT NUMBER DATE

03069 MAR 24 97

FPSC-RECORDS/REPORTING

ORDER NO. PSC-97-0321-FOF-TC  
DOCKETS NOS. 961336-TC, 961358-TC  
PAGE 2

The error in processing Docket No. 961358-TC as a cancellation instead of a withdrawal did not result in any harm, because the certificate (#4965) was not previously assigned to any other company. The Division of Records and Reporting has been provided with the documents necessary to withdraw Mr. Antonacci's application for a pay telephone certificate, and no regulatory assessment fee is due.

Based on the foregoing,

It is ORDERED by the Public Service Commission that Order No. PSC-96-1523-FOF-TC, with regard to Docket No. 961336-TC, approving the cancellation of Certificate No. 4644, is reinstated. It is further,

ORDERED that Order No. PSC-96-1523-FOF-TC, as it relates to Docket No. 961358-TC shall remain vacated.

By ORDER of the Florida Public Service Commission, this 24th day of March, 1997.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

by: Kay Flynn  
Chief, Bureau of Records

( S E A L )

MES

ORDER NO. PSC-97-0321-FOF-TC  
DOCKETS NOS. 961336-TC, 961358-TC  
PAGE 3

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/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 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.