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FLORIDA PUBLIC SERVICE COMMISSION
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Tallahassee, Florida 32399-0850
FPSC - Records/Reporting

MEMORANDUM

July 2, 1997

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF COMMUNICATIONS (BIECALSKI) *CB*
DIVISION OF LEGAL SERVICES (K. PEÑA) *RP MCB*

RE: DOCKET NO. ~~970699~~-TI - REQUEST FOR CANCELLATION OF
INTEREXCHANGE TELECOMMUNICATIONS CERTIFICATE NO. 4054
ISSUED TO ADVANTAGE COMMUNICATIONS GROUP, INC.

AGENDA: 07/15/97 - REGULAR AGENDA - PROPOSED AGENCY ACTION -
INTERESTED PERSONS MAY PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: S:\PSC\CMU\WP\970699TI.RCM

CASE BACKGROUND

- Advantage Communications Group, Inc. (Advantage) obtained certificate number 4054 on October 25, 1995.
- Fred Hjelmeset, attorney for Advantage, notified staff on May 1, 1997 that Advantage had filed for Chapter 11 on August 21, 1996 in the U.S. Bankruptcy Court in Oakland, California. The case was converted from Chapter 11 to Chapter 7 on January 6, 1997 (Page 4).
- On May 20, 1997, Mr. Hjelmeset notified staff that Advantage does not intend to do business in Florida and requests cancellation of any outstanding certificates held by Advantage (Page 5).
- Advantage has not paid the regulatory assessment fee for 1995-1996.

DOCUMENT NUMBER-DATE

06655 JUL-26

FPSC-RECORDS/REPORTING

DOCKET NO. 970699-TI
DATE: JULY 2, 1997

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission grant the request for cancellation of certificate number 4054 issued to Advantage Communications Group, Inc.?

RECOMMENDATION: Yes. The Commission should grant the attorney's request to cancel the certificate. (Biegalski)

STAFF ANALYSIS: Rule 25-24.514, Florida Administrative Code, provides in pertinent parts:

(2) If a certificated company desires to cancel its certificate, it shall request cancellation from the Commission in writing and shall provide the following with its request:

(a) Statement of intent and date to pay Regulatory Assessment Fee.

(b) Statement of why the certificate is proposed to be canceled.

(3) Cancellation of a certificate shall be ordered subject to the holder providing the information required by subsection (2).

Due to the status of Advantage's operations, staff believes it is unlikely the Commission will receive any delinquent regulatory assessment fees due. Therefore, staff recommends the Commission grant the request of Mr. Hjelmeset for cancellation of certificate number 4054 issued to Advantage.

DOCKET NO. 970699-TI
DATE: JULY 2, 1997

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes. If the Commission approves staff's recommendation on Issue 1, this docket should be closed if no person whose substantial interests are affected files a protest within 21 days of the issuance of the Order. If no timely protest is filed, the certificate should be canceled and this docket should be closed. If the Commission denies staff on Issue 1, this docket should be closed. (Peña)

STAFF ANALYSIS: Unless a person whose substantial interests are affected by this Order files a protest within 21 days, this docket should be closed.

LAW OFFICES OF
REIDUN STROMSHEIM
275 BATTERY STREET, 27TH FLOOR
SAN FRANCISCO, CALIFORNIA 94111

REIDUN STROMSHEIM
CYNTHIA L. COX
FRED S. HUELMESET

TELEPHONE (415) 989-4100
FACSIMILE (415) 989-2235

May 1, 1997

State of Florida
Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re.: In re Advantage Communications Group, Inc.
Bankruptcy Case No. 96-4-7099 MT

Dear Sir or Madam:

This law firm represents Katy S. Meador, the duly appointed Trustee of the above-referenced bankruptcy estate. The Debtor filed for relief under Chapter 11 of Title 11 of the United States Code on August 21, 1996. The case was converted from Chapter 11 reorganization to Chapter 7 liquidation effective January 6, 1997.

If you believe you have a claim against the above estate, you may file a Proof of Claim with the United States Bankruptcy Court in Oakland. To obtain a Proof of Claim form, you may contact the court at the following address:

U.S. Bankruptcy Court
P.O. Box 2070
Oakland, CA 94604

You may also pick up a form at the court's Clerk's Office, located at 1300 Clay Street, 3rd Floor, Oakland.

Very truly yours,



Priscilla Nunn
Legal Assistant

cc: Katy S. Meador



ATTACHMENT B
DOCKET NO. 970699-T1
JULY 2, 1997

LAW OFFICES OF
REIDUN STROMSHEIM
275 BATTERY STREET, 27TH FLOOR
SAN FRANCISCO, CALIFORNIA 94111

REIDUN STROMSHEIM
CYNTHIA L. COX
FRED S. HJELMESSET

TELEPHONE: (415) 989-4100
FACSIMILE: (415) 989-2235

May 20, 1997

State of Florida
Public Service Commission
Division of Communications
Bureau of Service Evaluation
Attn: Kelly Biegalski, Regulatory Analyst II
2540 Shumard Oak Blv.
Tallahassee, FL 32399-0850



Re.: In re Advantage Communications Group, Inc.
Bankruptcy Case No. 96-4-7099 MT
Your Certificate No. 4054

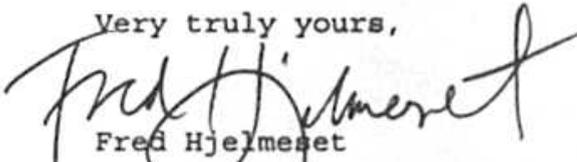
Dear Ms. Biegalski:

Thank you for your letter dated May 13, 1997, wherein you request a response as to the intentions of the above Debtor regarding certificate number 4054.

Since this case is now in Chapter 7, the bankruptcy estate does not intend to do any business in Florida, and does not oppose the cancellation of the above certificate.

If you have any questions regarding the above, please feel free to call.

Very truly yours,


Fred Hjelmset

cc: Katy S. Meador