

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for ) DOCKET NO. 960223-TI  
certificate to provide ) ORDER NO. PSC-96-0875-FOF-TI  
interexchange telecommuni- ) ISSUED: July 3, 1996  
cations service, with )  
alternative operator service, by )  
Digital Network Services, Inc. )  
d/b/a Digital Network Operator )  
Services, Inc. )  
\_\_\_\_\_ )

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTION  
ORDER GRANTING CERTIFICATE TO PROVIDE  
INTEREXCHANGE AND ALTERNATIVE OPERATOR SERVICES

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On February 22, 1996, Digital Network Services, Inc. d/b/a Digital Network Operator Services, Inc. (DNS) filed an application to offer interexchange telecommunications services, as a reseller, with alternative operator services.

Under Section 364.337(3), Florida Statutes:

(3) The commission shall grant a certificate of authority to provide intrastate interexchange telecommunications service upon a showing that the applicant has sufficient technical, financial, and managerial capability to provide such service in the geographic area proposed to be served.

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DNS's exhibit of managerial qualifications reflects a satisfactory record in telecommunications sales, marketing and service. With regard to its technical ability, DNS indicates in its application that it will operate as a reseller, that it has the technical knowledge to deal with any switching relay, and that it will rely on the network ownership, operation and management of its underlying carrier(s). We have also reviewed DNS's financial statement, and it appears that its financial capability is adequate.

Based upon the foregoing, we find it appropriate to grant Certificate No. 4450, which will authorize DNS to provide interexchange telecommunications and alternative operator services.

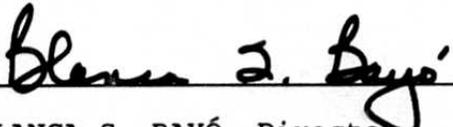
It is, therefore,

ORDERED by the Florida Public Service Commission that Digital Network Services, Inc., d/b/a Digital Network Operator Services, Inc. is granted Certificate No. 4450, which shall authorize it to provide interexchange and alternative operator services. It is further

ORDERED that this Order shall serve as Digital Network Services, Inc. d/b/a Digital Network Operator Services, Inc.'s certificate and Digital Network Services, Inc. d/b/a Digital Network Operator Services, Inc. shall retain this Order as evidence of its certification. It is further

ORDERED that, unless a person whose interests are substantially affected by the action proposed herein files a petition in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, this Order shall become final and this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 3rd day of July, 1996.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )  
RJP

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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on July 24, 1996.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party substantially affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water 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 of the effective date 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.