

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Joint request for ) DOCKET NO. 960906-TI  
approval of transfer of control ) ORDER NO. PSC-96-1382-FOF-TI  
of ALD Communications, Inc. to ) ISSUED: November 19, 1996  
Brooks Fiber Properties, 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 APPROVING TRANSFER OF CONTROL

BY THE COMMISSION:

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

ALD Communications, Inc. (ALD), has been operating under Certificate of Public Convenience No. 3965 as a reseller of interexchange telecommunications services in Florida. On June 26, 1996, Brooks Fiber Properties, Inc. (Brooks), and the shareholders of ALD executed a Stock Purchase and Sale Agreement under which the shareholders of ALD agreed to sell all their interest in ALD to Brooks. ALD and Brooks jointly requested that we approve Brooks' acquisition of ALD. ALD and Brooks have assured the Commission that ALD will continue to operate under its existing certificate and tariff.

Therefore, we find that it is in the public interest to transfer the control of Certificate No. 3965, currently held by ALD Communications, Inc., to Brooks Fiber Properties, Inc., and hereby approve the companies' joint request.

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

ORDER NO. PSC-96-1382-FOF-TI  
DOCKET NO. 960906-TI  
PAGE 2

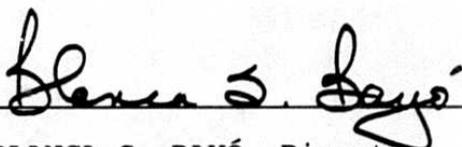
Based on the foregoing, it is

ORDERED that Brooks Fiber Properties, Inc.'s acquisition of the stock of ALD Communications, Inc. is approved. It is further

ORDERED that the transfer of control of Certificate No. 3965 from ALD Communications, Inc., to Brooks Fiber Properties, Inc. is approved. It is further

ORDERED that this docket shall be closed if no protest is filed in accordance with the requirements set forth below.

By ORDER of the Florida Public Service Commission, this 19th day of November, 1996.



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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

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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 December 10, 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.