

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for
certificate to provide
alternative access vendor
telecommunications service by
Enron Broadband Services, Inc.

DOCKET NO. 001408-TA
ORDER NO. PSC-00-1768-PAA-TA
ISSUED: September 27, 2000

The following Commissioners participated in the disposition of
this matter:

J. TERRY DEASON, Chairman
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ

NOTICE OF PROPOSED AGENCY ACTION
ORDER GRANTING CERTIFICATE TO PROVIDE
ALTERNATIVE ACCESS VENDOR 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.

Enron Broadband Services, Inc. has applied for a certificate to provide Alternative Access Vendor (AAV) services. Having considered the application, it appears that it is in the public interest to grant to Enron Broadband Services, Inc. Certificate No. 7612.

If this Order becomes final and effective, it shall serve as Enron Broadband Services, Inc.'s certificate. Enron Broadband Services, Inc. should, therefore, retain this Order as proof of certification.

AAV services providers are subject to Chapter 25-24, Florida Administrative Code, Part XIV, Rules Governing Alternative Access

DOCUMENT NUMBER-DATE

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Vendor Services, as well as the terms and conditions of Order No. 24877, issued August 2, 1991.

In addition, under Section 364.336, Florida Statutes, certificate holders must pay a minimum annual RAF of \$50 if the certificate was active during any portion of the calendar year. A RAFs Return notice for the year 2000 will be mailed to Enron Broadband Services, Inc. Neither the cancellation of its certificate nor the failure to receive a RAFs Return notice for the year 2000 shall relieve Enron Broadband Services, Inc. from its obligation to pay RAFs for the year 2000.

Based on the foregoing, it it

ORDERED by the Florida Public Service Commission that Enron Broadband Services, Inc. is hereby granted Certificate No. 7612, subject to the terms and conditions specified in the body of this Order. It is further

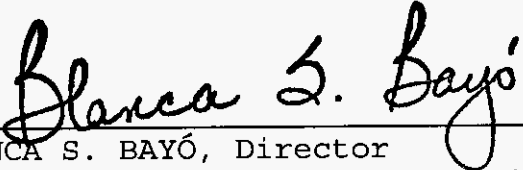
ORDERED that this Order shall serve as Enron Broadband Services, Inc.'s certificate. Enron Broadband Services, Inc. should retain this Order as proof of certification. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed.

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By ORDER of the Florida Public Service Commission, this 27th
day of September, 2000.



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 120.569(1), Florida Statutes, to notify parties of any administrative hearing that is available under Section 120.57, 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 will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, 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 October 18, 2000.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

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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.