

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Acknowledgment of cancellation of IXC
Registration No. TJ719 by ProNet
Communications, Incorporated, effective
February 9, 2009.

DOCKET NO. 090077-TI
ORDER NO. PSC-10-0022-FOF-TI
ISSUED: January 8, 2010

The following Commissioners participated in the disposition of this matter:

MATTHEW M. CARTER II, Chairman
LISA POLAK EDGAR
NANCY ARGENZIANO
NATHAN A. SKOP
DAVID E. KLEMENT

FINAL ORDER GRANTING CANCELLATION
OF IXC REGISTRATION

BY THE COMMISSION:

I. Case Background

Section 364.336, Florida Statutes, requires intrastate interexchange telecommunications companies (IXCs) to pay a minimum annual Regulatory Assessment Fee (RAF) if the registration was active during any portion of the calendar year. Rule 25-24.474, Florida Administrative Code, provides that IXCs must pay any current and past due RAFs with a request for cancellation.

On February 9, 2009, the Commission received a letter from ProNet dated February 6, 2009 requesting cancellation of its IXC registration. The company advised that it was no longer doing business in Florida and requested a cancellation date of December 31, 2008. On February 11, 2009, this docket was established to cancel the company's IXC registration, effective February 9, 2009. On May 1, 2009, Commission Order PSC-09-0290-PAA-TI was issued denying a voluntary cancellation and cancelling the IXC tariff and removal of ProNet's name from the IXC register on the Commission's own motion. On May 21, 2009, ProNet timely filed a protest to the proposed agency action order. On December 15, 2009, Ms. Coral Johnston, on behalf of ProNet, participated via telephone in the Commission's Agenda Conference. Ms. Johnston addressed the Commission and provided support for her position that we should grant ProNet cancellation of its IXC Registration effective December 31, 2008.

II. Conclusion

Upon consideration, we find it appropriate to grant cancellation of ProNet's IXC Registration No. TJ719, with no further payment.

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FPSC-COMMISSION CLERK

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that ProNet's IXC Registration is hereby cancelled, effective December 31, 2008, and this docket is closed.

By ORDER of the Florida Public Service Commission this 8th day of January, 2010.



ANN COLE
Commission Clerk

(S E A L)

JLM

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 Office of Commission Clerk, 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 Office of Commission Clerk, 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.