

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Initiation of Show Cause ) DOCKET NO. 930794-TC  
Proceedings Against Max A. Meeks ) ORDER NO. PSC-93-1762A-FOF-TC  
for Violation of Rule 25- ) ISSUED: March 8, 1994  
24.420(1)(a) and (b), F.A.C., )  
Reporting Requirements, and Rule )  
25-4.043, F.A.C., Response to )  
Commission Inquiries )

AMENDATORY ORDER TO SHOW CAUSE

BY THE COMMISSION:

By Order No. PSC-93-1762-FOF-TC, issued December 8, 1993, we required Max A. Meeks, the holder of a Pay Telephone Certificate issued by this Commission, to show cause why his certificate should not be cancelled. Inadvertently, Order No. PSC-93-1762-FOF-TC stated that Mr. Meeks was the holder of Certificate No. 2783. Mr. Meeks is actually the holder of Certificate No. 3203. Accordingly, Order No. PSC-93-1762-FOF-TC is hereby amended to reflect the correct certificate number. Further, Mr. Meeks is hereby ordered to show cause why Certificate No. 3203 should not be cancelled for his apparent violations of Rules 25-24.420(1)(a) and (b), and Rule 25-4.043, Florida Administrative Code. Mr. Meeks' response must be in writing and contain specific allegations of fact and law. Should Mr. Meeks fail to file a timely response, such failure shall be deemed an admission of the alleged violations, a waiver of any right to a hearing, and shall result in the automatic cancellation of Certificate No. 3203.

It is, therefore,

ORDERED by the Florida Public Service Commission that Max A. Meeks shall show cause, in writing, why Certificate No. 3203 should not be cancelled. It is further

ORDERED that Mr. Meeks' response must be in writing and must contain specific allegations of fact and law. It is further

ORDERED that, should Mr. Meeks fail to file a timely response, such failure shall be deemed an admission of the alleged violations, and a waiver of any right to a hearing. It is further

ORDERED that, unless Mr. Meeks files a written response in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, below, Certificate No. 3203 shall be cancelled and this docket shall be closed on the following date.

DOCUMENT NO. 93-1762A-FOF-TC

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FPSC ADMIN. SERVICES

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By ORDER of the Florida Public Service Commission, this 8th  
day of March, 1994.

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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

RJP

by: Kay Flynn  
Chief, Bureau of Records

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.

This order is preliminary, procedural or intermediate in nature. 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 25-22.037(1), 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, at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on March 28, 1994.

Failure to respond within the time set forth above shall constitute an admission of all facts and a waiver of the right to a hearing pursuant to Rule 25-22.037(3), Florida Administrative Code, and a default pursuant to Rule 25-22.037(4), Florida

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Administrative Code. Such default shall be effective on the day subsequent to the above date.

If an adversely affected person fails to respond to this order within the time prescribed above, that party may request judicial review by the Florida Supreme Court in the case of any 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.