

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by Premiere
Communications, Inc. for
approval of sale of certain
retail long distance calling
card assets to Telecare, Inc.
d/b/a Cartele, Inc.

DOCKET NO. 001533-TI
ORDER NO. PSC-00-2438-PAA-TI
ISSUED: December 19, 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
APPROVING SALE OF CERTAIN RETAIL LONG DISTANCE CALLING CARDS

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.

Section 364.33, Florida Statutes, provides that a person may not acquire ownership or control of any telecommunications facility, or any extension thereof for the purpose of providing telecommunications services to the public, including the acquisition, transfer, or assignment of majority organizational control or controlling stock ownership, without prior approval from this Commission.

By letter dated October 4, 2000, Premiere Communications, Inc. (Premiere) and Telecare, Inc. d/b/a Cartele, Inc. (Telecare) filed with this Commission an application for approval of sale of certain

DOCUMENT NUMBER-DATE

16130 DEC 198

FPSC-RECORDS/REPORTING

ORDER NO. PSC-00-2438-PAA-TI

DOCKET NO. 001533-TI

PAGE 2

retail long distance calling card assets from Premiere to Telecare. Premiere is the holder of Interexchange Telecommunications Company (IXC) Certificate No. 2958. Premiere has stated that the transaction will be virtually transparent to its customers in Florida and it will not affect the services being provided. Premiere has stated that it will continue to operate under its existing certificated name and tariff on file with this Commission for a period of six months.

In accordance with our authority under Section 364.33, Florida Statutes, to approve the acquisition or transfer of majority organizational control or controlling stock ownership of a telecommunications company providing service in Florida, we have reviewed the Petition of Premiere and Telecare, and find it appropriate to approve it. We have based our review and decision upon an analysis of the public's interest in efficient, reliable telecommunications service. Our decision does not address the potential impact of the transfer on the competitive market in Florida, or on the companies' or their competitors' interests. We emphasize, however, that our approval of the Petition pursuant to our authority under Section 364.33, Florida Statutes, does not preclude us from addressing any of our concerns that may arise regarding this transaction to the appropriate federal or state agencies.

Based on the foregoing, it is,

ORDERED by the Florida Public Service Commission that Premiere Communications, Inc. and Telecare, Inc. d/b/a Cartele, Inc. 's request for approval of sale of certain retain long distance calling card assets from Premiere Communications, Inc. to Telecare, Inc. d/b/a Cartele, Inc. is hereby approved. 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

ORDER NO. PSC-00-2438-PAA-TI
DOCKET NO. 001533-TI
PAGE 3

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

By ORDER of the Florida Public Service Commission this 19th day of December, 2000.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

JAE

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 January 9, 2001.

ORDER NO. PSC-00-2438-PAA-TI
DOCKET NO. 001533-TI
PAGE 4

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

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.