

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for transfer) DOCKET NO. 911170-TI
of Interexchange Telecommuni-) ORDER NO. PSC-92-0175-FOF-TI
cations Certificate No. 552 from) ISSUED: 04/08/92
WTG - EAST, INC. to WILTEL, INC.)
_____)

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
SUSAN F. CLARK
J. TERRY DEASON
BETTY EASLEY
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION
ORDER APPROVING TRANSFER OF CONTROL,
CHANGE OF NAME ON CERTIFICATE, AND GRANTING AUTHORITY
TO PROVIDE ALTERNATE OPERATOR 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 adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On December 2, 1991, WTG - East, Inc., (the Company) filed an application for transfer of control of Certificate No. 552 from WTG - East, Inc. to WILTEL, INC. (Wiltel). The Company also requested that the name on the certificate be changed to reflect the change of control. The Company's application and request have satisfied our standard filing requirements. Thus, we approve the Company's application and request.

On December 11, 1991, WTG - East, Inc., requested authority to modify its Certificate No. 552 to include alternate operator service. The Company states that it will offer alternate operator services to its presubscribed customers, who in turn may offer service to transient end users. The request has satisfied our standard filing requirements. Thus, we approve the request.

Rule 25-24.485, Florida Administrative Code, requires that each interexchange carrier wishing to do business in Florida maintain a tariff on file with this Commission of particular format and content. Wiltel's tariff is of proper format and contains all the provisions required to offer alternate operator service. Rule 25-24.490(3), Florida Administrative Code, requires that all IXCs requiring any deposits or requiring advance payments of more

DOCUMENT NUMBER-DATE

03434 APR-8 1992

F-PSC-RECORDS/REPORTING

ORDER NO. PSC-92-0175-FOF-TI
DOCKET NO. 911170-TI
PAGE 2

than one month's service file a bond with the Commission in an amount equal to the balance of those deposits and advance payments. The Wiltel tariff states that it will require deposits from its customers who are unable to demonstrate a good credit or payment history. Wiltel currently does not require or collect deposits or advance payments from its customers. Wiltel filed a \$50,000.00 bond with the Commission to cover deposits of advance payments for more than one month's service which the it may collect. Wiltel's tariff meets our standard filing requirements. Thus, we approve the tariff.

Therefore, based upon the foregoing, it is

ORDERED by the Florida Public Service Commission that WTG - East, Inc.'s application meets the Commission's requirements for transfer of control of Certificate No. 552 from WTG - East, Inc. to WILTEL, INC. We approve the transfer. It is further

ORDERED that the WTG - East, Inc.'s request to change the name on its certificate from WTG - East, Inc. to WILTEL, INC., meets our requirements. We approve the request. It is further

ORDERED that WTG - East, Inc.'s request to modify its Certificate No. 552 to include alternate operator service meets our requirements. We approve the request. It is further

ORDERED that WILTEL, INC.'s proposed interexchange carrier tariff meets the Commission's requirements. We approve the tariff. It is further

ORDERED that this docket shall be closed after the effective date of the proposed agency action order, assuming no protest is received.

By ORDER of the Florida Public Service Commission, this 8th day of April, 1992.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

CWM

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 at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on April 29, 1992.

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 adversely 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.