

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for Voluntary Cancel-)	DOCKET NO. 900131-TS
lation of Certificate No. 2090 issued)	
to Chern and Sevin to provide Shared)	ORDER NO. 22855-A
tenant Service (STS) on a key system)	
with six or fewer lines at 1515 N. W.)	ISSUED: 5/1/90
7th Street, Miami, Florida 33125)	
_____)	

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman
THOMAS M. BEARD
BETTY EASLEY
GERALD L. GUNTER

AMENDED NOTICE OF PROPOSED AGENCY ACTION

ORDER GRANTING REQUEST TO CANCEL CERTIFICATE

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 April 24, 1990, we issued Proposed Agency Action Order No. 22855. That Order inadvertently closed the docket without expressly providing for prior expiration of the protest period in the text of the ordering paragraphs. Accordingly, Order No. 22855 is hereby amended to expressly provide for the closing of this docket only after the protest period has expired and no valid protest has been filed. In order to avoid any confusion, the full text of the Order is republished below. This Order fully replaces and supercedes Order No. 22855. In addition, the time limits for filing a protest of the action proposed by the Commission in Order No. 22855 are also amended as set forth below in the Notice of Further Proceedings.

This Commission received a letter from Norman Sevin of Chern and Sevin, P.A. (Sevin) indicating he is no longer

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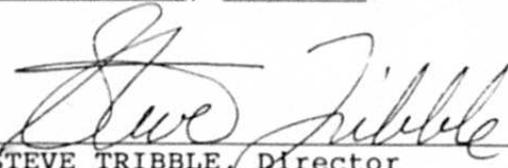
providing STS service and would like to cancel Certificate No. 2090 to provide Shared Tenant Service (STS) on a key system with six or fewer lines. The serving address is Sevin has paid the 1989 Regulatory Assessment Fee and we find that certificate no. 2090 should be cancelled. However, Cancellation of this certificate will not affect his obligation to pay the 1990 regulatory assessment fee for the period the certificate was active.

Based on the foregoing, it is hereby

ORDERED, by the Florida Public Service Commission, that the petition of Norman Sevin of Chern and Sevin, P.A. requesting cancellation of Certificate No. 2090 to provide Shared Tenant Service on a key system with six or fewer lines at 1515 N.W. 7th Street, Miami, Florida, granted as set forth in the body of this Order. It is further

ORDERED that this docket may be closed if no protest is filed consistent with the requirements and within the time limits set forth below in the Notice of Further Proceedings.

By ORDER of the Florida Public Service Commission,
this 1st day of MAY, 1990.



STEVE TRIBBLE, 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 120.59(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

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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 May 22, 1990.

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, and as reflected in a subsequent 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.

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 sewer 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.