

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for authority to)	DOCKET NO. 900062-TI
provide interexchange telecommunications)	
service with alternate operator service)	ORDER NO. 23594
(AOS) by HOME OWNERS LONG DISTANCE,)	
INCORPORATED.)	ISSUED: 10-09-90
)	

The following Commissioners participated in the disposition of this matter:

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

PROPOSED AGENCY ACTION

ORDER DENYING ALTERNATIVE OPERATOR SERVICES CERTIFICATE
AND INTEREXCHANGE CARRIER 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 January 29, 1990, Home Owners Long Distance, Inc. (HOLD) applied for authority to operate as an interexchange telephone company providing alternative operator service within Florida. The application as originally filed did not contain the proper tariffs required by our rules.

By May 8, 1990, HOLD had still failed to file a correct tariff nor had HOLD filed the information needed to have a complete application. The docket schedule was revised for the second time to allow the company additional time to file the information needed for a complete application.

Staff called the company's contact person, Ms. Faye Longo, on numerous occasions requesting the tariff. On May 9, 1990, Staff contacted Ms. Longo and informed her that a proper tariff must be

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filed or their request for certification would not conform with our requirements. The company has not filed a tariff as of this date.

As of this date the requested information has not been received and the application is still incomplete. Based on the company's non-compliance to our request, the application has not satisfied our standard filing requirements.

Based on the foregoing, it is

ORDERED that Home Owners Long Distance, Inc.'s application for a Certificate of Public Necessity and Convenience to provide Alternative Operator Service and Interexchange Carrier Service is hereby denied. It is further

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

By ORDER of the Florida Public Service Commission, this
9th day of OCTOBER, 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

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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 October 30, 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.