

Decision 88 02 035

FEB 24 1988

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

|                                     |   |                        |
|-------------------------------------|---|------------------------|
| Application of Ideal Z-Tel, Inc.    | ) |                        |
| for a Certificate of Public         | ) |                        |
| Convenience and Necessity to        | ) | Application 87-03-064  |
| operate as an InterLATA, Intrastate | ) | (Filed March 30, 1987) |
| telecommunications utility.         | ) |                        |

John Whitting Boggy, Attorney at law, for  
 Pacific Bell, for protestant.  
Dalit Singh, for the Division of Ratepayer  
 Advocates.

ORDER OF DISMISSAL

This is an application in which Ideal Z-Tel (Ideal) seeks a certificate of public convenience and necessity to operate as a telephone corporation to provide interLATA, intrastate telecommunications service.

The matter came on regularly for hearing before Administrative Law Judge (ALJ) Donald B. Jarvis in San Francisco on December 15, 1987. No one appeared for Ideal. The ALJ admitted in evidence a letter from Ideal which was received by the Commission on December 14, 1987. The letter stated that Ideal had filed for bankruptcy under Chapter 11 of the federal bankruptcy laws and did not want to pursue the application.

The Commission finds and concludes that the application should be dismissed with prejudice for lack of prosecution. The order should be made effective on the date of issuance.

IT IS ORDERED that Application 87-03-064 is dismissed with prejudice.

This order is effective today.

Dated FEB 24 1988, at San Francisco, California.

STANLEY W. HULETT  
President  
DONALD VIAL  
JOHN B. OHANIAN  
Commissioners

Commissioner Frederick R. Duda,  
being necessarily absent, did  
not participate.

Commissioner G. Mitchell Wilk,  
being necessarily absent, did  
not participate.

I CERTIFY THAT THIS DECISION  
WAS APPROVED BY THE ABOVE  
COMMISSIONERS TODAY.

  
Victor Weisser, Executive Director  
AS