

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by CERTIFIED COMMUNICA-)	DOCKET NO.	910818-TL
TIONS, INC. on behalf of the First)		
Presbyterian Church of Coral Springs for)	ORDER NO.	25202
a Pompano Beach/Coral Springs boundary)		
change)	ISSUED:	10/11/91
)		

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 SUSAN F. CLARK
 J. TERRY DEASON
 MICHAEL McK. WILSON

NOTICE OF PROPOSED AGENCY ACTION
ORDER GRANTING BOUNDARY CHANGE

BY THE COMMISSION:

Case Background

On July 23, 1991, Certified Communications, Inc. requested a Pompano Beach to Coral Springs exchange boundary change on behalf of the First Presbyterian Church of Coral Springs. The present church and school are located in the Coral Springs exchange. However, a new church sanctuary is being built on property adjacent to, but separated from the school property by a drainage canal. This property is located in the Pompano Beach exchange. Southern Bell Telephone and Telegraph Company (Southern Bell) serves both exchanges. In order for the church to maintain the integration of its telephone system, it is necessary for the entire property to be served by one exchange.

Certified Communications, a vendor marketing services for Southern Bell, negotiated and closed a contract with the Church for ESSX service from the Coral Springs exchange. The ESSX service would provide twelve lines to the existing church school and four lines to the new church. The contractor building the new sanctuary applied for telephone service and was provided a line to the construction site trailer from the Coral Springs exchange. The vendor believed that the same cable serving the construction trailer would be used for the ESSX lines to the new sanctuary. The vendor was later informed by Southern Bell that the service could not be provided as outlined in the ESSX contract since the new church was located in the Pompano Beach exchange, and the four

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lines to the new church would have to be provided as a foreign exchange through the Margate central office.

Discussion of Issues

The ESSX contract offered to and accepted by the church was based on the assumption that all 16 of the lines would be local lines from the Coral Springs exchange. While we generally would not approve a boundary change for one customer to reduce the cost of the service, we find that other considerations in this case make the requested boundary change acceptable. First, the transfer of the 14 acres of church property would not negatively affect any other customers. There is no incentive for the residential customers to request a transfer to the Coral Springs exchange because both exchanges have identical local calling areas and identical local exchange rates. Additionally, there is an aerial cable from the Coral Springs office on the rear property line of the new church. We believe that it is practical to utilize this existing cable to provide service to the church, rather than build new cable facilities to serve the church from the Pompano Beach exchange.

We believe that under these particular circumstances, it is appropriate to approve the requested boundary change. Southern Bell contends that it will cost an additional \$4,942 to provide the service from the Coral Springs exchange. The Company requests that if the boundary change is approved, it should be allowed to bill the church for the additional construction costs. Cost studies provided by Southern Bell reveal that the Pompano service plan calls for 2100 feet of 100 pair cable, while the Coral Springs plan places 680 feet of 600 pair cable, 820 feet of 200 pair cable and 300 feet of 100 pair cable, for a total of 1800 feet of cable. Thus, it appears that the additional cost is due to the extra 200 and 600 pair cables which are not required to serve the four lines to the church. Accordingly, we hereby deny Southern Bell's request to bill construction charges to the church.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the requested boundary change to transfer the First Presbyterian Church's Coral Springs property from the Pompano Beach exchange to the Coral Springs exchange is hereby approved. It is further

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ORDERED that Southern Bell Telephone and Telegraph Company shall file revised tariffs and associated maps reflecting the boundary change within 30 days of the issuance of this order. It is further

ORDERED that Southern Bell Telephone and Telegraph Company's request to bill construction charges to the First Presbyterian Church of Coral Springs is hereby denied. It is further

ORDERED that this docket shall be closed if no protest is filed in accordance with the requirements set forth below.

By ORDER of the Florida Public Service Commission, this 11th day of OCTOBER, 1991.


STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

PAK

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.

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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
11/01/91.

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 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.