

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: TELECOMMUNICATION) DOCKET NO. 920868-TL
RESPONSE TO HURRICANE ANDREW.) ORDER NO. PSC-92-0931-FOF-TL
_____) ISSUED: 09/03/92

EMERGENCY TEMPORARY ORDER AUTHORIZING
CERTAIN TARIFF AND RULE WAIVERS

BY THE COMMISSION:

Hurricane Andrew has caused extensive damage in South Florida. BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell) and the other telecommunications companies are working to restore telecommunications service in the area. In order to accommodate emergency conditions and provide needed services expeditiously, there may be the need for telecommunications companies to provide service in a manner not consistent with the normal Commission filing and review process for tariffs and rules. Because of the tremendous need for getting services in place, only the most basic requirements should be placed on temporary services being made available in South Florida.

By Order No. PSC-92-0910-FOF-TP, the Commission authorized certain emergency procedures to facilitate the offering of needed services. That Order delegated the authority to the following persons, in the order listed, to approve any temporary waivers of rules, tariffs or orders until such waivers could be reviewed by the Commissioners: the Chairman, the most senior Commissioner available, the Executive Director, the Deputy Executive Director-Technical, and the Director of the Division of Communications.

On September 3, 1992, Southern Bell filed a Petition to Waive Certain Originating Access Charges. This petition seeks authority to waive, for a period of 30 days, the intrastate originating access charges for calls made from certain pay phones located in areas affected by Hurricane Andrew. The request for the waiver is limited to those interexchange carriers (IXCs) which provide free interexchange calls. In support, Southern Bell states that the waiver will facilitate the offering of free long distance calls by IXCs to the hurricane victims.

Upon consideration, I find that the petition for waiver should be granted. The waiver will be limited to a period of 30 days from the date of issuance of this Order and will be limited to those IXCs providing free interexchange calls. I note that Southern Bell has also secured a waiver of the Modification of Final Judgment to waive originating access charges for "interLATA calls placed from emergency public phone banks provided by BellSouth and other telecommunications providers in those areas of South Florida and Southern Louisiana affected by Hurricane Andrew." See Order dated September 1, 1992 in United States vs. Western Electric Co.

DOCUMENT NUMBER-DATE

10115 SEP -3 1992

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Based on the foregoing, it is

ORDERED by Commissioner Luis J. Lauredo that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company's Petition For Authority To Waive Certain Originating Access Charges is granted as set forth in the body of this Order. It is further

ORDERED that Docket No. 920868-TL shall remain open.

By ORDER of Commissioner Luis J. Lauredo this 3rd day of September, 1992.



LUIS J. LAUREDO, Commissioner

(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 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.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, is issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in

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the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.