

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Resolutions filed by the ) DOCKET NO. 930788-TL  
Suwannee County Board of ) ORDER NO. PSC-95-0876-FOF-TL  
Commissioners and the Town of ) ISSUED: July 19, 1995  
Branford requesting extended )  
area service (EAS) between the )  
Branford exchange and the Lake )  
City exchange. )  
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The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman  
J. TERRY DEASON  
JOE GARCIA  
JULIA L. JOHNSON  
DIANE K. KIESLING

NOTICE OF PROPOSED AGENCY ACTION ORDER  
GRANTING AN EXEMPTION FROM THE REQUIREMENTS OF RULE 25-4.040

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 substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

By Order No. PSC-93-1347-PCO-TL, issued September 14, 1993, we required BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell) and ALLTEL Florida, Inc. (ALLTEL) to conduct traffic studies on the Lake City/Branford and Branford/Fort White routes.

By Order No. PSC-94-0221-CFO-TL, issued February 24, 1994, we granted Southern Bell's request for confidential classification of portions of the traffic study.

By Order No. PSC-94-0280-FOF-TL, issued March 10, 1994, we required ALLTEL to survey the Branford exchange for nonoptional, flat rate, two-way EAS to the Lake City and Fort White exchanges.

Based on the results of the survey, we required Southern Bell and ALLTEL to implement nonoptional, two-way, flat rate EAS between the Branford exchange and the Lake City and Fort White exchanges as

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soon as possible but not later than August 4, 1995. See Order No. PSC-94-0950-FOF-TL, issued August 4, 1994. The companies implemented EAS on May 1, 1995, which is three months prior to the August 4, 1995 deadline required by the Order.

On May 1, 1995, Southern Bell filed a Motion for Waiver of Commission Rule 25-4.040, Florida Administrative Code (F.A.C.), and ALLTEL filed a Petition for a Temporary Partial Waiver of Rule 25-4.040, F.A.C. The companies filed for the directory waiver, because the implementation of EAS did not coincide with the publication of the directories. Rule 25-4.040, Florida Administrative Code, requires that "when expanded calling scopes are involved, as with Extended Area Service, each subscriber shall be provided with directory listings for all published telephone numbers within the local service area." In the past, this has been interpreted to mean that new, expanded directory listings must be furnished to customers at the time that EAS is implemented. See Order No. PSC-92-0080-FOF-TL, in Docket No. 920087-TL, issued March 19, 1992.

Southern Bell's next directory publishing date for the Lake City exchange is October 1995. ALLTEL's next directory publishing date for the Branford exchange that includes the Lake City exchange is August 1995.

Southern Bell states that there are not a sufficient number of existing Branford directories available to supply to its Lake City customers and that it would be prohibitively expensive to do a special printing of the directory. Southern Bell further states that it does not believe that customers in the Lake City exchange would be unduly inconvenienced by a five-month delay in providing directories with the new expanded local calling area.

ALLTEL also states that it does not have a sufficient number of copies of the Fort White directory, which contains Lake City telephone numbers, to provide one to each customer in the Branford exchange. ALLTEL estimates that it would cost \$3,637 to reprint additional directories. ALLTEL contends that Rule 25-4.040 does not expressly indicate when such directory listings must be provided. However, the Company states that the new Branford directory is scheduled to be published in August 1995 and will contain the required telephone numbers.

We have some concerns about the delay in directory publication for ALLTEL's Branford customers since they have high volume calling to Lake City, and will pay the EAS monthly additive \$2.40 for R-1 service and \$6.03 for B-1 service. However, the benefit to the Branford customers of toll-free calling to the Lake City exchange

outweighs the inconvenience of lacking a Lake City directory. Also, we do not believe that it is reasonable for Southern Bell and ALLTEL to incur the expense of printing additional directories when directories will be furnished on the scheduled publication dates.

The Commission required Southern Bell and ALLTEL to implement EAS as soon as possible but not later than August 4, 1995. The Companies were able to implement EAS on these routes May 1, 1995, which was three months prior to the August 4, 1995 deadline. Even though the customers will not have a directory for the new calling area for several months, staff believes that the implementation of EAS on these routes is more important than having the directory available at the time of implementation.

Accordingly, we find that Southern Bell and ALLTEL shall be granted an exemption from the directory requirement of Rule 25-4.040, Florida Administrative Code, until the regularly scheduled publishing dates of the directories.

Based on the foregoing, it is

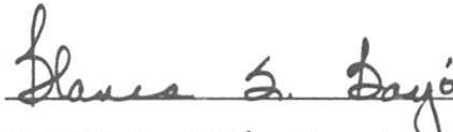
ORDERED by the Florida Public Service Commission that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company and ALLTEL Florida, Inc., are hereby granted an exemption from the directory requirement of Rule 25-4.040, Florida Administrative Code, until the regularly scheduled publishing dates of the directories. It is further

ORDERED this Order shall become final and effective on the date set forth below if no timely protest is filed pursuant to the requirements set forth below. It is further

ORDERED that in the event this Order becomes final, this docket shall be closed.

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ORDER of the Florida Public Service Commission, this 19th day of July, 1995.

  
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BLANCA S. BAYÓ, 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 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on August 9, 1995.

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.