

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of ) DOCKET NO. 951003-TL  
tariff filing to eliminate all ) ORDER NO. PSC-95-1264-FOF-TL  
references to base rate area and ) ISSUED: October 16, 1995  
zones from General Subscriber )  
Services by ALLTEL Florida, Inc. )  
(T-95-525 filed 8/18/95) )  
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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

ORDER APPROVING TARIFF

BY THE COMMISSION:

On August 18, 1995, Alltel Florida, Inc. (Alltel or the Company) filed a tariff to eliminate Base Rate Areas (BRAs) and Zones from its General Subscriber Services tariff.

A Base Rate Area is defined as a well-developed, contiguous territory within the local exchange service area. All services to subscribers within the BRA are furnished at common rates without additional mileage or zone charges. Historically, zone and mileage charges were created to rate subscribers outside the BRA.

Rule 25-4.067, Florida Administrative Code, Extension of Facilities -- Contributions-in-Aid-of-Construction (CIAC), allows a LEC to charge special construction costs to service individuals in rural areas outside the BRA. The purpose of the rule is to (1) restrict company reimbursement for special construction charges associated with the provision of telephone service in rural areas, and (2) protect the general body of rate payers from subsidizing facilities that were constructed by other than normal means.

In Docket No. 930574-TL, Central Telephone Company of Florida raised its concern that the elimination of BRAs in some exchanges might create a problem if the need arose for assessing CIAC. Centel asserted that BRAs are the boundary lines for levying CIAC, and that the Company would no longer be authorized to assess CIAC in exchanges where there were no longer BRAs. Consequently, Centel

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added language to its Construction Tariff that addressed this concern. We approved the added language; however, we noted that exchanges with BRAs are governed by Rule 25-4.067, Florida Administrative Code while exchanges without BRAs are governed by the Company's special construction tariff. See Order No. PSC-95-0689-FOF-TL, issued June 6, 1995.

In the instant case, ALLTEL has added the following language to section 5.1.1g of its general subscriber services tariff under Construction Charges, while eliminating references to BRAs and zone charges in its general subscriber tariff:

No customer shall be charged special construction rates "for the minimum grade of line offered where the new plant parallels and reinforces existing plant or is constructed on or along any public road or highway and is to be used to serve subscribers in general except in those instances where the applicant(s) request that facilities be constructed by other than the normal serving method", as per Rule 25-4.067 paragraph 3.

Upon consideration, we find that Alltel's proposed tariff eliminating references to BRA and zone charges from its general subscriber services tariff is appropriate. Further, the above-captioned language is consistent with language previously approved by Order No. PSC-95-0689-FOF-TL.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Alltel Florida, Inc.'s tariff to eliminate Base Rate Areas and Zones from its General Subscriber Services tariff is hereby approved. It is further

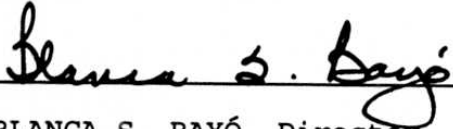
ORDERED that this tariff shall be effective October 17, 1995. It is further

ORDERED that if a protest is filed in accordance with the requirements set forth below, the tariff shall remain in effect with any increase in revenues held subject to refund pending resolution of the protest. It is further

ORDERED that if no protest is filed, this docket shall be closed.

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By ORDER of the Florida Public Service Commission, this 16th  
day of October, 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 Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a)(d) and (e), 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 November 6, 1995.

In the absence of such a petition, this order shall become final on the day subsequent to the above date.

Any objection or protest filed in this docket before the issuance date of this Order is considered abandoned unless it

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satisfies the foregoing conditions and is renewed within the specified protest period.

If this Order becomes final 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 wastewater 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 date this Order becomes final, 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.