

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of local exchange ) DOCKET NO. 850310-TL  
 company toll bill and keep ) ORDER NO. 21090  
 \_\_\_\_\_ ) ISSUED: 4-21-89

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman  
 THOMAS M. BEARD  
 BETTY EASLEY  
 GERALD L. GUNTER  
 JOHN T. HERNDON

ORDER REQUIRING THE FILING  
OF ACCESS TARIFF REVISIONS

BY THE COMMISSION:

By Order No. 17743, issued June 24, 1987 in this docket, the Commission ordered the implementation of bill and keep of intraLATA LEC toll revenues via the Modified Access Based Compensation Plan (MABC Plan). Under this plan, each LEC is a primary carrier for all traffic originating in its own territory. That LEC bills and keeps the revenues from all intraLATA MTS and WATS calls that it originates. That LEC then pays terminating access charges to the LEC that terminates each call. In addition, it pays toll switching and inter-toll trunking charges to those LECs who provide any intermediate transport.

Preliminary tariffs implementing LEC Toll bill and keep were approved by Order No. 18640, issued January 4, 1988. At that time, the LECs indicated that there were some provisions that they wanted to include in the tariffs but could not implement by January 1, 1988, the date LEC toll bill and keep was to begin. As a result, the elements of the excluded provisions were to be covered by interLEC agreements. The LECs committed that, as procedures were worked out, they would be filed and incorporated into the access tariffs. The LECs indicated that the areas to be addressed included testing, ordering procedures, installation and special routing.

By Order No. 18640, we ordered Southern Bell to file quarterly status reports on the progress of the tariffs. The reports were to contain specific information concerning the "status, developmental activities, and implementation schedule for each individual tariff section." It has now been a full year since the intraLATA LEC toll tariffs were approved. No substantive revisions have been filed. The reports that have been filed indicate no progress.

It appears that the LECs have not fulfilled their commitment to complete development of the LEC toll bill and keep Tariffs. On that basis, we find it appropriate to require Southern Bell and United Telephone to file revisions to their respective access tariffs within 30 days of the date of the issuance of this order. These revisions should include, at a minimum, the four items iterated in each report: network

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provisioning, directory assistance recapture, operator services, and recording and rating, as well as the items set forth in Order No. 18640. This action is necessary in order to complete the work necessary to finish the implementation of LEC toll bill and keep.

This docket shall remain open pending the filing and approval of the required access tariff revisions.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that Southern Bell Telephone and Telegraph Company and United Telephone Company of Florida shall file revisions to their respective access tariffs as set forth in the body of this Order. It is further

ORDERED that this docket remain open pending the filing and approval of the access tariff revisions as set forth in the body of this Order.

By ORDER of the Florida Public Service Commission, this 21st day of APRIL, 1989.

  
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STEVE TRIBBLE, 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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by

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Rule 25-22.060, Florida Administrative Code; or 2) 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 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 after the issuance 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.