

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Tariff proposal by UNITED)	DOCKET NO. 891176-TL
TELEPHONE COMPANY OF FLORIDA to)	
establish presubscription for local)	ORDER NO. 22196
exchange company operated pay)	
telephone stations)	ISSUED: 11-20-89
)	

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 APPROVING TARIFF PROPOSAL

BY THE COMMISSION:

On August 22, 1989, United Telephone Company of Florida (United) filed a tariff proposal to establish presubscription for its local exchange company (LEC) operated pay telephones. Currently, United's equal access presubscription is limited to end user customers and privately owned pay telephone (PATS) providers. With this filing, United proposes expanding its presubscription to include LEC operated public and semi-public pay telephones.

In accordance with the Order entered October 14, 1988, by Judge Harold Greene in United States v. Western Electric Co., 698 F.Supp. 348 (D.D.C. 1988), both Southern Bell Telephone and Telegraph Company (Southern Bell) and GTE Florida, Inc. (GTEFL) have implemented premises owner presubscription for their LEC operated pay telephones. Southern Bell's implementation was effective April 1, 1989, while GTEFL's was effective June 30, 1989. Judge Greene's Order clearly envisions presubscription as an interim mechanism only, while ultimately moving toward the policy of billed party preference which would provide automatic routing of calls to the end user's carrier of choice. Although we have filed comments in support of billed party preference with the Federal Communications Commission (FCC), we have not required other LECs to provide presubscription for the pay telephones they operate.

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Upon consideration, we believe United's tariff proposal is in the public interest. We recognize that there may be some drawbacks inherent in this proposal, but overall, we believe the benefits of increased competition will enure to the end user. Accordingly, we will approve United's tariff proposal with an effective date of November 17, 1989.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the tariff revision (T-89-442) filed August 22, 1989, by United Telephone Company of Florida to establish presubscription for its local exchange company operated pay telephones is hereby approved with an effective date of November 17, 1989. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission,
this 20th day of NOVEMBER, 1989.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

ABG

by: Kay Flynn
Chief, Bureau of Records

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

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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 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.