

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

|   |   |                      |
|---|---|----------------------|
| In re: Proposed tariff filing by        | ) | DOCKET NO. 881323-TL |
| SOUTHERN BELL TELEPHONE AND TELEGRAPH   | ) |                      |
| COMPANY to introduce two-way measured   | ) | ORDER NO. 23652      |
| service in the West Palm Beach Exchange | ) | ISSUED: 10-23-90     |
|   | ) |                      |

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD  
 BETTY EASLEY  
 GERALD L. GUNTER  
 FRANK S. MESSERSMITH

ORDER DELETING EXPERIMENTAL TARIFF AND  
ORDER SUSPENDING REQUEST FOR LIMITED SERVICE OFFERING DELETION

BY THE COMMISSION:

Southern Bell Telephone and Telegraph Company (Southern Bell or Company), filed revisions to its General Subscriber Service Tariff on October 3, 1988, introducing two-way measured service as a trial offering in its West Palm Beach exchange and again on October 19, 1988, introducing a Limited Service Offering (LSO) that provided for special features useful to Voice Messaging Service (VMS) and Telephone Answering Service (TAS) companies. The special features were tied to the provisioning of two-way measured service. By Order No. 20521, issued December 27, 1988, we approved both tariffs on an experimental basis pending the outcome of the then pending Information Services Docket.

We decided in the Information Services Docket that the bundling of features and a particular type of access on a mandatory basis was not in the public interest. See Order No. 21815, issued September 5, 1989. But, we decided to allow the Company to continue the trial and gather information on the relative merits and detriments of the two-way measured service. We also permitted the Company to extend the date of the two experimental tariffs until October 1, 1990, unbundle the features from two-way measured service, and reduce the rates to entice subscription. Finally, by Order No. 22778, issued April 4, 1990, we allowed the Company to expand the trial into major markets, including Jacksonville, Miami and Fort Lauderdale.

On August 13, 1990, Southern Bell filed a tariff deleting its experimental offering of two-way measured service. The elimination of this service is a direct result of our decisions in the

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Information Services docket. See Orders Nos. 21815 and 23183. We did allow the Company to continue the trial until October 1, 1990. We are not aware of any customer other than the Company's own VMS operation that has subscribed to either the two-way measured service tariff or the special features of the LSO in any of the exchanges, regardless of the two-way measured rates.

We believe that the deletion of the two-way tariff will not negatively affect the existing customer (MemoryCall) or its voice mail subscribers. Therefore, we approve Southern Bell's tariff filing deleting its experimental offering of two-way measured service.

In addition, Southern Bell has filed a proposal to delete its LSO for voice mail access features. Under this LSO, Southern Bell's MemoryCall division purchases the features required for provisioning its voice mail service. The Company intends to delete the features as an LSO and refile them as a permanent offering in the information services tariff.

We have suspended Southern Bell's Basic Service Element tariff filing in Docket No. 880423-TP pending further analysis of the Company's Open Network Architecture plan in Florida. In addition, the resolution of the complaint filed by the Florida Telemessaging Coalition in Docket No. 900687-TL, may eventually have an effect on Southern Bell's provisioning of MemoryCall. However, in order to allow Southern Bell to continue to provide service to its existing MemoryCall customers, the date of the LSO shall be extended to coincide with the implementation of permanent tariffs.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Southern Bell Telephone and Telegraph Company's tariff filing deleting its experimental offering of two-way measured service is hereby approved. It is further

ORDERED that Southern Bell Telephone and Telegraph Company's tariff deleting its Limited Service Offering of special features for voice mail services is hereby suspended. It is further

ORDERED that Docket No. 881323-T1 shall remain open.

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By ORDER of the Florida Public Service Commission, this 23rd  
day of OCTOBER, 1990.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

PAK

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 at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on November 13, 1990

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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 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 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 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.