

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by Lake Mary City) DOCKET NO. 910762-TL
Commission for extended area service)
from the Sanford and Geneva exchanges) ORDER NO. 25804
to the Orlando and Apopka exchanges.)
_____) ISSUED: 2/25/92

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
SUSAN F. CLARK
J. TERRY DEASON
BETTY EASLEY
LUIS J. LAUREDO

ORDER INITIATING HEARING

BY THE COMMISSION:

Pursuant to Resolution No. 91-376 filed with this Commission by the City Commission of the City of Lake Mary, we have been requested to consider requiring implementation of extended area service (EAS) from the Sanford and Geneva exchanges to the Orlando and Apopka exchanges. Resolution No. 91-212 by the Seminole County Board of County Commissioners and Resolution No. 91-1605 by the City Commission of the City of Sanford have also been filed with this Commission and make the same request. The Apopka exchange is served by United Telephone Company of Florida (United), while the Geneva, Orlando, and Sanford exchanges are served by Southern Bell Telephone and Telegraph Company (Southern Bell).

By Order No. 25031, issued September 9, 1991, we directed the companies to perform traffic studies between these exchanges to determine whether a sufficient community of interest exists, pursuant to Rule 25-4.060, Florida Administrative Code. The companies were required to prepare and submit these studies to us within sixty (60) days of the issuance of Order No. 25031, making the studies due by November 8, 1991.

On December 10, 1991, United filed a Motion for Extension of Time requesting an extension through and including December 18, 1991, in which to prepare and submit the required traffic study data. By Order No. 25507, issued December 19, 1991, we granted United's request.

Both companies filed the requested traffic studies with the Commission. Following analysis of this data, our staff filed a

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

ORDER NO. 25804
DOCKET NO. 910762-TL
PAGE 2

recommendation for consideration at our February 4, 1992, Agenda Conference. That recommendation suggested that we require Southern Bell to survey its customers in the Sanford and Geneva exchanges for implementation of non-optional, flat rate, two-way, toll free calling to and from Orlando under the 25/25 plan with regrouping. Representatives of the Lake Mary area appeared in opposition to our staff's proposed calling plan.

Upon consideration, we find it appropriate to proceed directly to hearing in this matter. We believe that holding a hearing will be the most expeditious way to reach a resolution of this matter this is reasonable and appropriate and meets the needs of the greatest number of customers. The schedule for this hearing will be established by separate order.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that this matter shall be set for hearing.

By ORDER of the Florida Public Service Commission, this 25th day of FEBRUARY, 1992.



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

ORDER NO. 25804
DOCKET NO. 910762-TL
PAGE 3

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.