

**Susan S. Masterton** Attorney

Law/External Affairs

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May 12, 2006

Ms. Blanca S. Bayó, Director Division of the Commission Clerk & Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re:	Docket No.		O
Dear	Ms	Bavó:	

Enclosed for filing on behalf of Sprint Florida and BellSouth is Bellsouth Telecommunications, Inc. and Embarq Florida, Incorporated d/b/a Sprint Florida's Joint Petition to Transfer Territories in Volusia County and to Amend Certificates.

Copies are being served on the parties in this docket pursuant to the attached certificate of service.

If you have any questions regarding this electronic filing, please do not hesitate to call me at 850-599-1560.

Sincerely,

Susan S. Masterton

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Enclosure

### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint Petition of BellSouth	)	Docket No:
Telecommunications Inc.	)	
And Embarq Florida, Incorporated	)	Filed: May 12, 2006
d/b/a Sprint Florida to Transfer	)	
Territories in Volusia County And	)	
To Amend Certificates		

# JOINT PETITION OF BELLSOUTH TELECOMMUNICATIONS, INC. AND EMBARQ FLORIDA, INCORPORATED D/B/A SPRINT FLORIDA TO TRANSFER TERRITORIES IN VOLUSIA COUNTY AND TO AMEND CERTIFICATES

BellSouth Telecommunications, Inc. ("BellSouth") and Embarq Florida, Inc. d/b/a Sprint Florida f/k/a Sprint-Florida, Incorporated ("Sprint Florida"), pursuant to Rules 25-4.005 and 28.106.201, Florida Administrative Code, jointly petition the Florida Public Service Commission (the "Commission" or "FPSC") to modify certain exchange boundaries in Volusia County and to amend the companies' certificates accordingly. In support of this petition, BellSouth and Sprint Florida state as follows:

- 1. BellSouth is an incumbent local exchange company lawfully doing business in the State of Florida, the regulated operations of which are subject to the jurisdiction of the Commission pursuant to Chapter 364, Fla. Stat. BellSouth provides service in Florida under FPSC Certificate of Public Convenience and Necessity No. 8.
- 2. Sprint Florida is an incumbent local exchange company lawfully doing business in the State of Florida, the regulated operations of which are subject to the jurisdiction of the Commission pursuant to Chapter 364, Fla. Stat. Sprint Florida provides service in Florida under FPSC Certificate of Public Convenience and Necessity No. 22.

- 3. BellSouth's principal place of business in Florida is 150 W. Flagler Street, Suite 1910, Miami, Florida 33130.
- Sprint Florida's principal place of business in Florida is 555 Lake Border 4. Drive, Apopka, Florida 32713.
- 5. Pleadings and process in this matter may be served upon:

Susan Masterton Sprint Florida Post Office Box 2214 MS: FLTLHO0107

Tallahassee, Florida 32316

James Meza III Manuel A. Gurdian c/o Nancy Sims BellSouth Telecommunication, Inc. 150 N. Monroe Street, Suite 400 Tallahassee, Florida 32301

And

E. Earl Edenfield, Jr. BellSouth Telecommunications, Inc. Room 4300 675 W. Peachtree Street Atlanta, GA 30375

BellSouth and Sprint Florida seek to amend the Deland and Orange City 6. exchange boundaries in this petition. The boundary change is to transfer a portion of the Victoria Park development from the BellSouth Deland Exchange to the Sprint Florida Orange City Exchange. The territory to be transferred consists of approximately sixteen single family lots located in the Northeast Increment 4 of the development. No subscribers reside in the areas to be transferred; therefore, no subscribers would be affected by modifying the Orange City exchange to include this portion of the Victoria Park development. A Copy of the proposed service area map is attached as Exhibit "A".

- 7. The present boundary line bisects planned subdivisions and individual lots, rendering provision of service difficult. The boundary change will better align the companies' exchange service areas, and will move the existing boundary to more readily discernible terrain features. This application is sought to permit revisions to company boundaries so that they will not divide subdivisions and lots, thereby rendering the boundaries more usable in the provision and administration of service. Existing telephone service, local service rates, calling areas and calling plans will not be affected by these proposed changes since there are no existing customers in the areas to be transferred.
- 8. Upon the Commission's approval of the modifications proposed herein, the parties will file the final tariff sheets for administrative approval.
- 9. No financial exchange or consideration was, or shall be, given for this proposed transfer of Certificated Areas. This Joint Application is the only written agreement between the applicants.
- 10. Both BellSouth and Sprint Florida have agreed that the requested transfer of service area is feasible from an economic standpoint and beneficial to the subscribers of both companies.
- Pursuant to FPSC Rule 25-4.005, the required affidavits are attached to this Joint Petition as Exhibit "B", and certify that notice of intention to file the Petition has been given to those parties set forth in the above cited rule.

WHEREFORE, Sprint Florida and BellSouth request that this Joint Petition be considered, and that the FPSC redefine the boundaries of the Petitioners' Certificates of

Public convenience and Necessity as requested in the Petition, and that the FPSC enter an appropriate order to effectuate such a redefinition.

RESPECTFULLY SUBMITTED this 12th day of May, 2006.

Susan S. Masterton

Sprint Florida Post Office Box 2214 Tallahassee, Florida 32316 (850) 599-1560

ATTORNEY FOR SPRINT FLORIDA

James Meza III

Manuel A. Gurdian

c/o Nancy Sims

BellSouth Telecommunications, Inc.

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Tallahassee, Florida 32301

(305) 347-5558

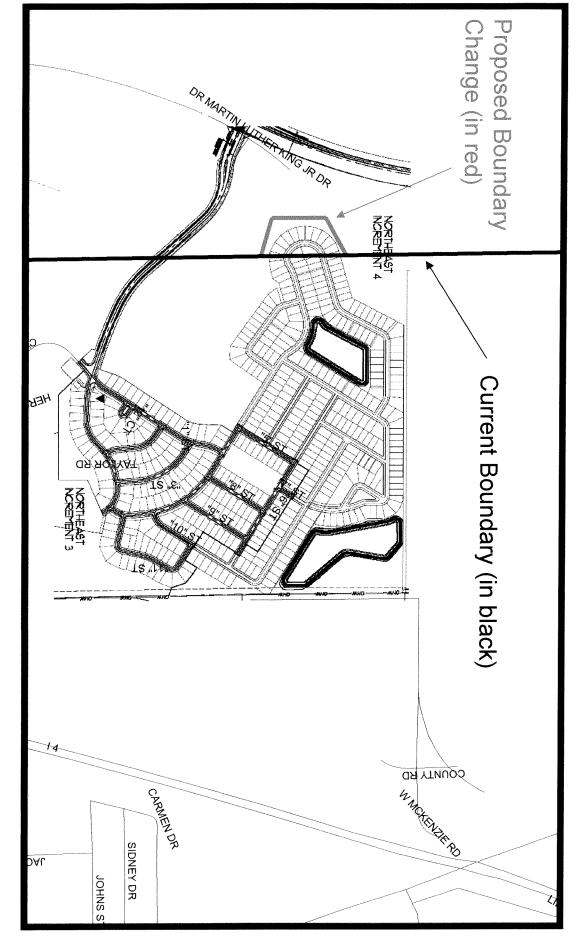
**AND** 

E. Earl Edenfield, Jr.
BellSouth Telecommunications, Inc.
Room 4300
675 W. Peachtree Street
Atlanta, GA 30375
(404) 335-0703

ATTORNEYS FOR BELLSOUTH

# Victoria Park Northeast Increment 4 proposed boundary change





### **AFFIDAVIT**

STATE OF FLORIDA	)
COUNTY OF LEON	)

In re: Joint Petition of Sprint-Florida, Incorporated and BellSouth Telecommunications, Incorporated for the transfer of certain Certificated Areas in Volusia County and to amend certificates

**BEFORE ME**, the undersigned authority, personally appeared F.B.Poag, who being duly sworn, deposes and says:

I am the Director-Regulatory Affairs, for Sprint-Florida, Incorporated and have caused notice of the above-captioned petition to be provided as follows:

- 1. To the governing bodies of the county listed on the attached;
- 2. To Charles J. Beck, Public Counsel;
- 3. To Blanca S. Bayó, Director, Records and Reporting for the Florida Public Service Commission; and
- 4. Through two separate legal advertisements in a newspaper of general circulation in the area affected at least two weeks prior to the filing of this Joint Petition.

These notices have been given pursuant to Section 364.335, Florida Statutes, and Rule 25-4.005, Florida Administrative code.

Chrystal D. Whitt
Commission # DD282637
Expires January 20, 2008
Bonded Troy Fain - Insurance, Inc. 800-385-7019

F. B. Poag

Signature Cf+O D. Will

**Notary Public** 

State of Florida

My Commission Expires: January 20, 2008

# The Beacon

**PUBLISHED WEEKLY** 

## State of Florida COUNTY OF VOLUSIA SS

Before the undersigned authority personally ap-
pearedBarb Shepherd, who on oath
says that he/she is the Legal Advertising Representative
of The Beacon, a weekly newspaper published at
DeLand, inVolusia
County, Florida; that the attached copy of advertisement,
being a
Public Notice
Sprint Nextel - Modify Boundaries
in the Court, was published in said
newspaper, in the issue(s) of
April 20 & 24, 2006
Affiant further says that the said Beacon is a
newspaper published at DeLand, in said Volusia County,
Florida, and that the said newspaper has heretofore
been continuously published in said Volusia
County, Florida, each week and has been entered as
second-class mail matter at the post office in DeLand
in said Volusia County, Florida, for a period
of one year preceding the first publication of the attached
copy of advertisement; and affiant further says that he/
she has neither paid nor promised any person, firm or
corporation any discount, rebate, commission or refund
for the purpose of securing this advertisement for
publication in the said newspaper.
Town Keyland
The foregoing instrument was acknowledged before me
this24th^day ofApril 2006, by
Barb Shepherd, who is personally
known to me and who did take an oath.

Melodie W. Robinson MY COMMISSION # DD156441 EXPIRES October 19, 2006

BONDED THRU TROY FAIN INSURANCE, INC.

(SEAL)

PUBLIC NOTICE

Notice is hereby given of the interior and BellSouth Telecommunications, Inc. (i) so South) and Sprint-Tlorida, Incorporate. (Sprint) to jointly petition the Florida Public Service Commission to modify exchange boundaries as shown below.

Transferring a portion of the Victoria Park development from the BellSouth Deland Exchange to the Sprint Orange City Exchange.

The present boundaries bisect single tots and multi-family units in the development. These boundary changes will better align the companies' exchange service ares; thereby rendering the boundary more usable in the provision of service. The telephone service, local service rates, calling areas and calling plans will not be affected by these proposed changes for existing customers.

BellSouth Telecommunications, Inc. (407) 237-3326

Sprint-Florida, Incorporated 1-800-339-1811

April 20 & 24, 2006