

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by residents of CEDAR) DOCKET NO. 890418-TL
 KEY exchange for extended area service) ORDER NO. 21766
 between Cedar Key, Chiefland and Bronson) ISSUED: 8-22-89
)

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTIONORDER DENYING REQUEST FOR EXTENDED AREA SERVICE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for formal proceeding pursuant to Rule 25-22.029, Florida Administrative Code.

This docket was initiated by a petition filed with this Commission by the citizens of Cedar Key. The petition requested that we consider requiring implementation of extended area service (EAS) between the Cedar Key, Chiefland and Bronson exchanges. These exchanges are located in Levy County and are served by Southern Bell Telephone and Telegraph Company (Southern Bell), which is subject to our regulation pursuant to Chapter 364, Florida Statutes.

Each of the involved exchanges currently has EAS as follows:

<u>EXCHANGE</u>	<u>ACCESS LINES*</u>	<u>EAS CALLING SCOPE</u>
Cedar Key	709	None
Chiefland	3,166	Bronson, Trenton
Bronson	1,736	Archer, Chiefland, Williston

NOTE: *Data as of April 30, 1989

DOCUMENT NUMBER-DATE

08501 AUG 22 1989

FPSC-RECORDS/REPORTING

ORDER NO. 21766
 DOCKET NO. 890418-TL
 PAGE 2

By Order No. 21046, issued April 14, 1989, we directed Southern Bell to conduct traffic studies on the affected exchanges to determine if a sufficient community of interest existed pursuant to Rule 25-4.060, Florida Administrative Code. In that study, we requested that the company measure the messages per main and equivalent main station per month (M/M/M) and percentage of subscribers making two (2) or more calls monthly to the exchanges for which EAS was proposed.

The results of the traffic studies indicate that the one-way calling rates on the affected routes are as follows:

<u>ROUTE</u>	<u>M/M/M</u>	<u>% OF CUSTOMERS MAKING 2 OR MORE CALLS</u>
Cedar Key to Chiefland	1.02	17.89
Chiefland to Cedar Key	.13	2.55
Cedar Key to Bronson	.33	5.77
Bronson to Cedar Key	.11	2.02

Rule 25-4.060(2)(a), Florida Administrative Code, requires a minimum of 3.00 M/M/Ms, with at least fifty percent (50%) of the exchange subscribers making two (2) or more calls per month to indicate a sufficient community of interest to warrant EAS. As the results of the studies above reveal, none of the routes involved in this request qualify for further consideration of EAS at this time. Accordingly, we announce our intention to deny the petition filed by the citizens of Cedar Key.

Therefore, based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the petition filed by the citizens of Cedar Key requesting extended area service between the Cedar Key, Chiefland and Bronson exchanges is hereby denied. It is further

ORDERED that the effective date of our action described herein is September 12, 1989, if no protest to this Proposed Agency Action is filed within the time-frames set forth below. It is further

ORDERED that if no protest is filed within the time-frames set forth below, this docket shall be closed by the consummating order to be issued in this docket.

ORDER NO. 21766
DOCKET NO. 890418-TL
PAGE 3

By ORDER of the Florida Public Service Commission,
this 22nd day of AUGUST, 1989.



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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), 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 September 11, 1989. In the absence of

ORDER NO. 21766
DOCKET NO. 890418-TL
PAGE 4

such a petition, this order shall become effective September 12, 1989, as provided by Rule 25-22.029(6), Florida Administrative Code, and as reflected in a subsequent order.

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 and effective on September 12, 1989, 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 effective date 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.