

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed tariff filing to offer	)	DOCKET NO. 900778-TL
promotion temporarily waiving the non-	)	ORDER NO. 23874
recurring charge for IntraLATA Only 800	)	ISSUED: 12-13-90
Service by SOUTHERN BELL TELEPHONE AND	)	
TELEGRAPH COMPANY.	)	
	)	

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, Chairman  
 THOMAS M. BEARD  
 BETTY EASLEY  
 GERALD L. GUNTER  
 FRANK S. MESSERSMITH

ORDER APPROVING TARIFF

BY THE COMMISSION:

On September 7, 1990, Southern Bell Telephone and Telegraph Company (Southern Bell or the Company) filed a tariff proposing to offer a promotion temporarily waiving the nonrecurring charge for intralata Only 800 Service. This promotion was to be offered for 60 days and become effective November 6, 1990.

Southern Bell is allowed to offer promotions such as the temporary waiving of nonrecurring charges via their General Service Tariff, section A2.10.1 which states: ". . . the company may offer special promotions or . . . existing services . . . for limited periods as approved by the Public Service Commission." In the past, we have approved tariffs by local exchange companies seeking waivers of certain nonrecurring charges. For example, the Commission granted waivers of nonrecurring charges for United Telephone Company (Docket No. 830410-TP, Order No. 12561, Custom Calling Services) and Southern Bell (Docket No. 870730-TL, Order No. 18177, Prestige Single Line Service).

WATS/800 services provide direct type communications, between a station associated with a WATS dedicated access line and stations using the public switched network. IntraLATA-Only 800 Service performs this same function but with the participating stations confined to the same local access transport area (LATA).

In the case of IntraLATA-Only 800 Service, the nonrecurring charge might be viewed by potential customers as substantial

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(\$55.00). Consequently, waiving it should attract new customers who may otherwise have been repelled by the high price.

We believe this filing should be approved because the promotion will provide additional revenues and contribution. The effect of this decision will be to grant staff the authority to administratively approve subsequent "like" promotions of this service as provided by Section 2.08-4(15) of the Administrative Procedures Manual.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the tariff filing by Southern Bell Telephone and Telegraph Company proposing to offer a promotion temporarily waiving the nonrecurring charges for IntraLATA-Only 800 service is hereby approved. It is further

ORDERED that any party wishing to protest this order do so pursuant to the requirements set forth below. It is further

ORDERED that revenues resulting from an increase in rate, if any, for this service be held subject to refund if a protest is filed within the protest period set forth below. It is further

ORDERED that if no protest is received within the protest period set forth below this docket will be closed.

By ORDER of the Florida Public Service Commission, this  
13th day of DECEMBER, 1990.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

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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 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 January 3, 1991

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.