

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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| In re: Proposed tariff to reduce ESSX |) | DOCKET NO. 900950-TL |
| deferrable minimum service charges by |) | |
| SOUTHERN BELL TELEPHONE AND TELEGRAPH |) | ORDER NO. 23956 |
| COMPANY |) | |
| |) | ISSUED: 1-3-91 |

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 PROPOSAL

BY THE COMMISSION:

On November 8, 1990, Southern Bell Telephone and Telegraph Company (Southern Bell or the Company) filed proposed revisions to its General Subscriber Service Tariff (T-90-499). These revisions include reducing the minimum amount of nonrecurring service charges that are deferrable for ESSX and Digital ESSX services from \$2,000 to \$1,000. Additionally, Southern Bell has proposed obsoleting the ESSX service Term Payment Plan found in Section A22 of the tariff, as well as making various textual and reference changes.

Southern Bell's reduction of the deferrable nonrecurring service charge minimum from \$2,000 to \$1,000 includes only those charges associated with installation, service establishment, and feature establishment. Interest will be charged on all deferred amounts. The customer will be required to select a time period longer than one month to defer nonrecurring charges of \$1,000 or more. For example, if nonrecurring charges total \$600, the customer would not be allowed to defer payment. This revision is being requested by the Company in an effort to be more competitive in the marketplace.

The Company is also obsoleting the ESSX service Term Payment Plan from Section A22 of the tariff and adding it to Section A12.1.6 under ESSX service Payment Schedules. The obsoleted pages will then appear in Section A122. These changes are being made so that all relevant ESSX information appears in the same section of the tariff. Various textual and reference changes are also being made as a result of these additions. The Company believes that

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this action will foster consistency and make the tariff easier to use.

These proposed tariff revisions will effect only new customers. The Company asserts that these changes may result in a slight increase in sales due to the reduction of the minimum deferrable nonrecurring service charge.

Upon consideration, we find it appropriate to approve this tariff proposal effective January 21, 1991, as requested by the Company. It appears that these changes will benefit the end user by making ESSX and Digital ESSX service more affordable and the tariff easier to use. At the same time, the Company should benefit through an increase in its sales of these services.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the proposed tariff (T-90-499) filed on November 8, 1990, by Southern Bell Telephone and Telegraph Company is hereby approved effective January 21, 1991, for the reasons set forth herein. It is further

ORDERED that this docket shall be closed if no protest is filed in accordance with the requirement set forth below.

By ORDER of the Florida Public Service Commission, this 3rd day of JANUARY, 1991.



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 24, 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.