

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of SOUTHERN BELL)	DOCKET NO. 880069-TL
TELEPHONE AND TELEGRAPH COMPANY for)	
rate stabilization and implementation)	ORDER NO. 24296
orders and other relief)	
_____)	ISSUED: 3/27/91

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 J. TERRY DEASON
 GERALD L. GUNTER
 MICHAEL MCK. WILSON

ORDER MODIFYING RATE OF RETURN REPORT FILING REQUIREMENTS

BY THE COMMISSION:

By Order No. 20162, we approved a regulatory incentive plan for Southern Bell Telephone and Telegraph Company (Southern Bell) for 1988, 1989 and 1990. By Order No. 24066, we determined to continue Southern Bell's an incentive plan for 1991 and 1992.

Rule 25-4.0245(2)(a), Florida Administrative Code, requires each local exchange companies with 100,000 or more access lines to file monthly its "Telephone Earnings Surveillance Report." The primary purpose of the rate of return (ROR) reports is to provide the necessary data to act in a timely manner to deal with overearnings or potential overearnings. The reports also provide other data concerning separations and billed revenues as well as comparative information with respect to the LECs.

By the terms of the incentive plan itself, the ratepayers are entitled to a portion of all earnings above the sharing point. This lessens the necessity for monthly ROR reports. An incentive plan can lead to a reduction in the monitoring and paperwork necessary to regulate a company. Allowing Southern Bell to file its ROR report quarterly will decrease the number of reports filed each year from 12 down to 4. This is the same requirement as the Commission currently has for the LECs with less than 100,000 access lines.

Upon consideration, we find that Rule 25-4.0245 should be waived and that Southern Bell shall be allowed to file its earnings surveillance report quarterly. The sharing plan provides adequate protection for ratepayers. Filing the ROR report quarterly will provide the data needed for comparative and monitoring purposes.

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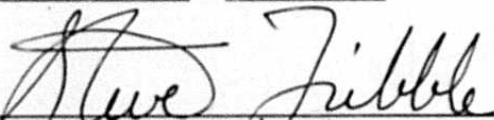
Southern Bell shall file its ROR report by the 15th day of the second month following the reported quarter.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Southern Bell Telephone and Telegraph Company is granted a waiver of Rule 25-4.0245, Florida Administrative Code. It is further

ORDERED that Southern Bell shall be allowed to file its surveillance report quarterly on the 15th day of the second month following the reported quarter as set forth in the body of this Order.

By ORDER of the Florida Public Service Commission, this
27th day of MARCH, 1991.



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.

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

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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.