

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed tariff filing to mirror)	DOCKET NO. 910291-TL
FCC Tariff No. 4 regarding payment of)	
rates, charges, and deposits by)	ORDER NO. 24511
SOUTHERN BELL TELEPHONE AND TELEGRAPH)	
COMPANY.)	ISSUED: 5/10/91
)	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 J. TERRY DEASON
 BETTY EASLEY
 GERALD L. GUNTER

ORDER APPROVING TARIFF REVISION

BY THE COMMISSION:

On February 25, 1991, Southern Bell Telephone and Telegraph Company (Southern Bell or the Company) proposed revisions to its general subscriber services tariff to mirror FCC Tariff No. 4 regarding the "Resolution Date" provisions applicable to handling billing disputes. The requested effective date for this proposed revision is April 26, 1991.

The Company stated this tariff is being proposed in an effort to be responsive to interexchange carriers (IXCs) customers' requests to mirror Section 2.4.1 of BellSouth Telephone Company's FCC Tariff No. 4. Therefore, the proposed filing is consistent between the interstate and intrastate tariff text in order to eliminate customer confusion and establish parity regarding the "Resolution Date" provision applicable to handling billing disputes. These revisions make no changes from the existing Florida provisions and therefore, the application of interest credit or interest rates will not change as a result of the filing. The filing merely proposes to mirror FCC Tariff No. 4 so the Company's verbiage in the intrastate tariff regarding the "Resolution Date" provision applicable to billing disputes is consistent with interstate tariff.

Southern Bell's proposed tariff filing will have no customer impact or revenue effect since the Company is currently charging the late payment penalty factors. The filing merely proposes to mirror FCC Tariff No. 4 so the Company's verbiage in the tariff regarding the "Resolution Date" provision applicable to handling billing disputes in intrastate tariff is consistent with the

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interstate tariff by submitting a written documentation claim for the disputed amount within 90 days. Therefore, based on the information presented in this docket, staff recommends that the tariff be approved.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the tariff revision by Southern Bell Telephone and Telegraph Company is approved as outlined in the body of this Order. It is further

ORDERED that this revision shall be effective as of April 26, 1991. It is further

ORDERED that if no protest is filed pursuant to the requirements set forth below, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 10th day of MAY, 1991.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

JKA

by: Kay Flynn
Chief, Bureau of Records

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.

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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 May 31, 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.