

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Tariff proposal to delete)	DOCKET NO. 910776-TL
offering of improved mobile)	
telephone service (IMTS) by UNITED)	ORDER NO. 24967
TELEPHONE COMPANY OF FLORIDA)	
(T-91-281, FILED 6/11/91))	ISSUED: 8/26/91
)	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 J. TERRY DEASON
 BETTY EASLEY
 MICHAEL MCK. WILSON

ORDER APPROVING TARIFF PROPOSAL TO DELETE OFFERING
 OF IMPROVED MOBILE TELEPHONE SERVICE

BY THE COMMISSION:

As a part of Order No. 24049, Docket No. 891239-TL, "Investigation into United Telephone Company of Florida's Authorized ROE and Earnings", the Commission approved United Telephone Company of Florida's (United or the Company) request to obsolete its Improved Mobile Telephone Service (IMTS).

In that Docket, United reported that demand for the service was decreasing and that the infrastructure facilities required to maintain the service were expensive. United proposed obsoleting the service and the Commission approved the proposal with an ending date for the obsolescence of December 31, 1992.

United has since found a buyer and negotiated the sale of its IMTS service. The Company will continue to bill end users at its present rates until the deletion of the service from its General Exchange Tariff. The Company states that with Commission approval of the deletion of the service, the provision of the service, along with United's remaining IMTS assets, will be turned over to the new owner.

Presently, there are 171 subscribers to IMTS. These subscribers have been notified of the sale by separate mailing on June 10, 1991. The mailing included notice of the transfer of ownership and other pertinent details. After deletion of the service, subscribers may continue service with the new owner or choose to subscribe to mobile service with another Radio Common Carrier (RCC) or Cellular Mobile Carrier (CMC).

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Based on a monthly rate of \$60.65, the revenue impact to United will be an annual decrease of approximately \$124,000. However, the decline in subscribers indicates that the revenue decrease would probably be less than \$124,000 annually. Additionally, some of the \$124,000 in revenues must be offset by the infrastructure expenses so the loss in revenues is less than \$124,000.

While Order No. 24049 provided for a two year obsolete period for this service, we find that the sale of the service at this time is appropriate. The Company has found a buyer and has notified subscribers of the change. The Company expects a decrease of annual revenues of less than \$124,000. Upon review, we approve United's tariff proposal to delete IMTS from the General Exchange Tariff in order for the Company to sell IMTS. The effective date of the tariff filing shall be August 10, 1991.

Based upon the foregoing, it is

ORDERED by the Florida Public Service Commission that United Telephone Company of Florida's tariff proposal to delete its obsolete offering of Improved Mobile Telephone Service is hereby approved. It is further

ORDERED that the tariff shall become effective on August 10, 1991. If a timely protest is filed as set forth below, this tariff shall remain in effect pending resolution of the protest with any increases held subject to refund. If no timely protest is filed, this Docket shall be closed.

By ORDER of the Florida Public Service Commission, this 26th day of AUGUST, 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 9/16/91

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.