

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed tariff filing to)	DOCKET NO. 910878-TL
eliminate Mobile Telephone Service)	ORDER NO. 25129
by ALLTEL FLORIDA, INC.)	ISSUED: 9/27/91
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The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 SUSAN F. CLARK
 J. TERRY DEASON
 BETTY EASLEY
 MICHAEL McK. WILSON

ORDER APPROVING TARIFF

BY THE COMMISSION:

On July 9, 1991, Alltel Florida, Inc. (Alltel or the Company) filed a tariff proposing to eliminate the provision of Mobile Telephone Service. The Company claims that the cost of providing and maintaining an outdated technology such as Mobile Telephone Service far outweighs the revenue derived from it. Alltel believes that cellular service is a more current technology and an effective substitute for mobile service.

Alltel maintains that the availability of cellular service provided by Alltel Mobile by May 1, 1992, will afford the ten affected customers a reasonable alternative. We agree; however, we find that Mobile Telephone Service shall be eliminated on May 1, 1992, only if Alltel Mobile has installed the equipment necessary to provide adequate service to the affected customers. Thus, the service shall be eliminated on May 1, 1992, or when Alltel Mobile has installed mobile facilities, whichever occurs later. Additionally, we find that the service shall be obsoleted September 10, 1991, such that no customers may subscribe to the service. Finally, the Company shall notify affected customers of the elimination of the service by separate mailing, no later than October 1, 1991.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Alltel Florida, Inc.'s tariff filing proposing to eliminate Mobile Telephone Service is hereby approved, subject to the terms and conditions specified herein. It is further

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ORDERED that Alltel Florida, Inc. shall notify customers of the Mobile Telephone Service elimination by separate mailing no later than October 1, 1991. It is further


ORDERED that Mobile Telephone Service shall be obsolete effective September 10, 1991, such that no new customers may subscribe to the service after that date. It is further

ORDERED that Mobile Telephone Service shall be eliminated either May 1, 1992, or when Alltel Mobile Communications has installed adequate mobile facilities for all affected customers, whichever occurs later. It is further

ORDERED that if a protest is filed in accordance with the requirement set forth below, the tariff shall remain in effect with revenues held subject to refund pending resolution of the protest. It is further

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

By ORDER of the Florida Public Service Commission, this 27th day of SEPTEMBER, 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 10/18/91.

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.