



ORDER NO. PSC-92-0428-PCO-TL  
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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 this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) 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 wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

APPENDIX "A"

REVISED LIST OF ISSUES

1. What is the definition of effective competition in the context of LEC pay telephone service?
2. What is the definition of "subject to effective competition" in the context of LEC pay telephone service?
3. What is the definition of monopoly services and monopoly revenues in the context of pay telephone service?
4. Is LEC pay telephone service in Florida effectively competitive or subject to effective competition?
  - A) What is the effect, if any, on the maintenance of basic local exchange telecommunications service if found effectively competitive?
  - B) Are consumers able to obtain functionally equivalent services at comparable rates, terms and conditions?
  - C) Are competitive providers in the relevant geographic or service market able to make functionally equivalent or substitute services available at competitive rates, terms and conditions?
  - D) What is the overall impact of the proposed regulatory change on the continued availability of existing services?
  - E) Would consumers of such services receive an identifiable benefit from the provision of the service on a competitive basis?
  - F) What degree of regulation is necessary to prevent abuses or discrimination in the provision of such services?
  - G) What other relevant factors are in the public interest and should be considered in making this determination?

5. If LEC PATS is found to be effectively competitive, what, if any, action is appropriate and why?
  - A) What, if any, action is appropriate regarding the payment of commissions (including the use of monopoly revenues, if any) in the Florida pay telephone market, and why?
  - B) What, if any, action is appropriate regarding the policy and procedures for placement of public interest pay telephones in the Florida pay telephone market, and why?
  
6. If LEC PATS is found to be "subject to effective competition", what, if any, action is appropriate and why?
  - A) What, if any, action is appropriate regarding the payment of commissions (including the use of monopoly revenues, if any) in the Florida pay telephone market, and why?
  - B) What, if any, action is appropriate regarding the policy and procedures for placement of public interest pay telephones in the Florida pay telephone market, and why?
  
7. If LEC PATS is neither effectively competitive nor "subject to effective competition", what, if any, action is appropriate and why?
  - A) What, if any, action is appropriate regarding the payment of commissions (including the use of monopoly revenues, if any) in the Florida pay telephone market, and why?
  - B) What, if any, action is appropriate regarding the policy and procedures for placement of public interest pay telephones in the Florida pay telephone market, and why?