

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Review of extended area) DOCKET NO. 930211-TL
service between Geneva/East) ORDER NO. PSC-93-0545-FOF-TL
Orange and Sanford/East Orange) ISSUED: 04/12/93
by BELLSOUTH TELECOMMUNICATIONS,)
INC. d/b/a SOUTHERN BELL)
TELEPHONE AND TELEGRAPH COMPANY.)
_____)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
THOMAS M. BEARD
SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION
ORDER REQUIRING TRAFFIC STUDIES

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

I. BACKGROUND

At the time Enhanced Optional Extended Area Service (EOEAS) was implemented on January 1, 1989, BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell or Company) included toll free calling from Geneva and Sanford to East Orange under the residential premium plan. EOEAS was authorized from Geneva and Sanford to the Orlando exchange in Docket No. 880069-TL but not to the East Orange exchange. Upon discovering that East Orange had been included in error, Southern Bell notified customers subscribing to the plan that East Orange would be discontinued effective February 1, 1993. Our Division of Consumer Affairs received several complaints about the service being discontinued. As a result, we have determined to further consider this matter.

DOCUMENT NUMBER-DATE

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II. TRAFFIC STUDIES

When implementing the EOEAS plan on the Geneva/Orlando and Sanford/Orlando routes Southern Bell included the East Orange NXX (568). Therefore, residential customers subscribing to the premium option had unlimited toll free calling to East Orange and all the Orlando exchange NXXs. The plan became effective on January 1, 1989, and remained in effect until February 1, 1993. Southern Bell discovered this error in its planning for implementation of the plan ordered in Docket No. 910762-TL, Lake Mary EAS. Geneva and Sanford customers were notified and their bills adjusted when the East Orange service was discontinued.

The Commission's Division of Consumer Affairs received several complaints about the service being removed. Our Staff's investigation revealed the East Orange NXX (568) had been included in the EOEAS plan since it was implemented in January 1, 1989. Because the service was in effect for over three years, we find it appropriate to require Southern Bell to conduct traffic studies so it can be determined if a sufficient community of interest exists for some type of toll relief plan on these routes. The studies shall be conducted pursuant to Rule 25-4.060, Florida Administrative Code.

Based upon the foregoing, it is

ORDERED by the Florida Public Service Commission that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company shall conduct traffic studies for the Geneva/East Orange and the Sanford/East Orange routes. It is further

ORDERED that the traffic studies be conducted pursuant to Rule 25-4.060, Florida Administrative Code.

By ORDER of the Florida Public Service Commission this 12th day of April, 1993.

(S E A L)
TH

STEVE TRIBBLE, Director
Division of Records and Reporting

By: Kay Helton
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.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), 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 3, 1993.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

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 and effective 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 wastewater 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 effective date 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.