

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of) DOCKET NO. 940798-TL
tariff filing to move portion of) ORDER NO. PSC-94-1026-FOF-TL
Sebring exchange into Spring) ISSUED: August 23, 1994
Lake exchange by UNITED)
TELEPHONE COMPANY OF FLORIDA (T-)
94-327 FILED 6/23/94)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER APPROVING TARIFF FILING

BY THE COMMISSION:

On June 23, 1994, United Telephone Company of Florida (United or "the Company") filed a proposed revision to its General Exchange Tariff to move a portion of the Sebring exchange into the Spring Lake exchange. The Company states that there are currently five residents who reside in the Sebring exchange but are served cross boundary from the Spring Lake exchange. Because the boundary change will physically place these customers into the Spring Lake exchange, where they currently receive service, the customers will not see any change in their service.

The Spring Lake and Sebring exchanges have the same calling scope (EAS to one another and the \$.25 plan to Avon Park and Lake Placid), the same monthly rates (residential \$7.22, business \$16.96), and because both exchanges are within Highlands County, 911 Service is the same.

Upon consideration, we find that United's filing merely serves to align the boundaries with the actual physical provision of service. Since this boundary change eliminates cross boundary service and does not harm the affected customers, United's proposed tariff request to move a portion of the Sebring exchange into the Spring Lake exchange is, hereby, approved.

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Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that United Telephone Company of Florida's tariff filing to move a portion of the Sebring exchange into the Spring Lake exchange is approved. The effective date of the tariff will be August 22, 1994. It is further

ORDERED that if a protest is filed in accordance with the requirement set forth below in the Notice of Further Proceedings or Judicial Review, the tariff shall remain in effect with an increase in revenues held subject to refund pending resolution of the protest. It is further

ORDERED that, if no protest is timely filed, this docket shall be closed. If the tariff is protested, it should remain in effect until the protest is resolved.

By ORDER of the Florida Public Service Commission, this 23rd day of August, 1994.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay Ferguson
Chief, Bureau of Records

(S E A L)

SHS

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 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on September 13, 1994.

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 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 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.