

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of) DOCKET NO. 950790-TL
tariff filing to allow all) ORDER NO. PSC-95-1124-FOF-TL
Commercial Mobile Radio Services) ISSUED: September 6, 1995
(CMRS) providers, including)
Personal Communications Services)
(PCS) providers, to order)
services from Mobile)
Interconnections tariff by)
BellSouth Telecommunications,)
Inc. d/b/a Southern Bell)
Telephone and Telegraph Company.)
(T-95-390 filed 6/30/95))
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER APPROVING TARIFF

BY THE COMMISSION:

On June 30, 1995, BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (SBT) filed revisions to its Mobile Interconnection tariff. SBT states that the purpose of this filing is to allow all Commercial Mobile Radio Services (CMRS) providers, including Personal Communications Services (PCS) providers, to order services from the Mobile Interconnection tariff. According to SBT, one PCS provider has expressed interest in mobile interconnection.

SBT states that recent rulings by the Federal Communications Commission (FCC) also provide that resale of mobile service constitutes mobile services. Therefore, resellers of commercial mobile radio services also qualify as CMRS providers.

The present tariff states that Mobile Service Providers (MSPs) include but are not limited to Cellular Mobile Carriers (CMC), Radio Common Carriers (RCC), Specialized Mobile Radio Carriers (SMR) and Private Land Mobile Radio Services. The tariff does not use the term CMRS providers. CMRS providers include but are not

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limited to Personal Communications Services (PCS) providers, as well as RCCs, CMCs, SMRs and Public Land Mobile Service. Thus, CMRS includes all carriers currently included as MSPs plus additional categories of carriers.

The proposed tariff states that MSPs are CMRS providers operating under authority of the FCC, as defined in the FCC Rules and Regulations, Part 20. It further states that the term MSP shall also include authorized resellers of CMRS and prospective CMRS providers who have been declared spectrum auction winners by the FCC.

SBT states that the revenue impact of this tariff revision will be minimal. As more information on the specific and unique needs of new CMRS providers is known, the Company will be in a better position to estimate the annual revenue impact of providing service to new types of CMRS providers. There are no costs associated with this tariff.

We believe the wording change proposed in SBT's tariff is appropriate, in that it allows for interconnection of entities that were not envisioned when the tariff was initially established. Accordingly, we find that SBT's tariff filing to allow Commercial Mobile Radio Services providers to order services from the Mobile Interconnection tariff should be and is hereby approved as filed, to be effective August 29, 1995.

Based on the foregoing, it is

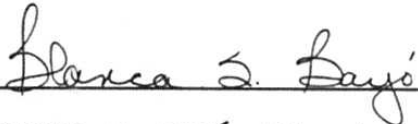
ORDERED by the Florida Public Service Commission that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company's tariff filing to allow Commercial Mobile Radio Services providers to order services from the Mobile Interconnection tariff should be and is hereby approved as filed, to be effective August 29, 1995. It is further

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

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

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By ORDER of the Florida Public Service Commission, this 6th
day of September, 1995.



BLANCA S. BAYÓ, 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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on September 27, 1995.

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.

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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.