

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for waiver of ) DOCKET NO. 951147-TL  
rule requirement that capital ) ORDER NO. PSC-95-1546-FOF-TL  
recovery study be submitted on ) ISSUED: December 15, 1995  
or before December 31, 1995, and )  
for delayed filing date by )  
Indiantown Telephone System, )  
Inc. )  
\_\_\_\_\_ )

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

NOTICE OF PROPOSED AGENCY ACTION  
ORDER GRANTING EXTENSION OF TIME

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 substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On September 5, 1995, Indiantown Telephone System, Inc. (Indiantown) filed a request for an extension of time to file its depreciation study. Rule 25-4.0175(8)(a), Florida Administrative Code, requires telephone companies to file a comprehensive depreciation study at least once every three years from the submission of the previous study unless authorized by the Commission. In accord with this Rule, Indiantown's next depreciation study is due on or before December 31, 1995.

Indiantown filed this request in light of the pending rule changes regarding capital recovery that will be implemented on July 1, 1996 as a result of the new telecommunications law. Section 364.052(2)(a), Florida Statutes, requires the Commission to establish, by July 1, 1996, ranges of basic factors for lives and salvage values to be used in developing depreciation rates for small local exchange companies subject to rate base regulation.

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Companies will then have the option of using basic factors within the established ranges or filing depreciation studies. Indiantown has requested a delayed filing date to permit it to use this new streamlined procedure. We therefore grant Indiantown an extension of time and will allow it to submit its study no later than May 31, 1996, with a January 1, 1996 implementation date for new rates.

It is, therefore,

ORDERED by the Florida Public Service Commission that Indiantown Telephone System, Inc.'s request for an extension of time until May 31, 1996, to file depreciation studies required by Rule 25-4.0175(8)(a), Florida Administrative Code, is granted. It is further

ORDERED that, unless a person whose substantial interests are affected by the action proposed herein files a petition in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, below, this Order shall become final and this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 15th day of December, 1995.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

by: Kay Hegan  
Chief, Bureau of Records

( S E A L )

LMB

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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on January 5, 1996.

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 substantially 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.