

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of) DOCKET NO. 960544-TL
tariff filing to clarify) ORDER NO. PSC-96-0759-FOF-TL
language regarding re-) ISSUED: June 12, 1996
establishment of service at)
locations destroyed by natural)
disaster by St. Joseph Telephone)
& Telegraph Company. (T-96-322)
filed 4/23/96)
_____)

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:

St. Joseph Telephone and Telegraph Company (St. Joseph) filed a tariff to clarify the tariff language regarding the re-establishment of service at a location destroyed or made unlivable by a natural disaster. St. Joseph's current tariff applies regular service charges to re-establish service in the old location or locations after termination of service occurs due to destruction from a natural disaster. With this tariff, St. Joseph proposes to no longer apply service connection charges when service is re-established at the damaged location. However, if a customer desires service temporarily at a new location, then regular service charges will still apply. We find that this service would be beneficial to end users and approve the tariff, effective May 23, 1996.

Accordingly, it is

ORDERED by the Florida Public Service Commission that St. Joseph Telephone and Telegraph Company's tariff to no longer apply service connection charges to re-establish service after termination occurs due to natural disaster is approved, effective May 23, 1996. It is further

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FPSC-RECORDS/REPORTING

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ORDERED that if a protest is filed in the form and by the date specified in the Notice of Further Proceedings or Judicial Review, this tariff shall remain in effect, with any increase held subject to refund, pending resolution of the protest. If no timely protest is filed, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 12th day of June, 1996.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay DeLeon
Chief, Bureau of Records

(S E A L)

LMB/SKE

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 July 3, 1996.

In the absence of such a petition, this order shall become final on the day subsequent to the above date.

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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.