

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request by Pasco County Board of County Commissioners for extended area service between all Pasco County exchanges.)	DOCKET NO. 910529-TL
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In Re: Resolution by City Council of Port Richey for extended area service between the Hudson exchange and Tarpon Springs, Clearwater, St. Petersburg, and Tampa exchanges; also between the New Port Richey and Clearwater, St. Petersburg, and Tampa exchanges.)	DOCKET NO. 920642-TL
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In Re: Petition by residents of Boca Grande requesting extended area service (EAS) between Boca Grande and North Ft. Myers, North Port, Venice, Englewood, Pine Island, North Cape Coral and Cape Coral.)	DOCKET NO. 930172-TL ORDER NO. PSC-96-1136-FOF-TL ISSUED: September 9, 1996

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 PETITIONS FOR TEMPORARY WAIVER
AND IMPLEMENTATION EXTENSION

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.

DOCUMENT NUMBER-DATE

09535 SEP-96

FPSC-RECORDS/REPORTING

Because of previous interLATA (local access and transport area) prohibitions imposed on GTE Florida Incorporated (GTEFL), decisions in these dockets were postponed pending resolution of the interLATA restrictions. On February 8, 1996, the Telecommunications Act of 1996 became effective and removed the interLATA prohibitions for GTEFL.

By Order No. PSC-96-0557-FOF-TL, issued April 25, 1996, we ordered GTEFL and United Telephone Company of Florida (United) to implement extended calling service (ECS) on several interLATA routes by October 22, 1996. The order further required that interexchange carriers (IXCs) may continue to carry the same types of traffic on these routes that they are now authorized to carry. The routes at issue in these dockets are Tampa-North/San Antonio, Tampa-North/Dade City, Tampa-Central/San Antonio, Tampa-Central/Dade City and Englewood/Boca Grande.

On July 24, 1996, GTEFL filed a petition for Temporary Waiver and Implementation Extension. GTEFL states that due to certain switch limitations, it cannot maintain the status quo on carriage of interexchange traffic on one small portion of the Tampa-Central routes. GTEFL seeks a temporary waiver of the portion of Order No. PSC-96-0557-FOF-TL which requires that interexchange carriers may continue to carry the same types of traffic on these routes that they are now authorized to carry.

On July 25, 1996, United filed a petition for Temporary Waiver and Implementation Extension. United states that switch limitations do not allow ECS calls dialed on a seven or ten digit basis to be completed by dialing 1+ or 10XXX and routed to an IXC. United seeks a temporary waiver until fourth quarter 1997 of the portion of Order No. PSC-96-0557-FOF-TL which requires that interexchange carriers may continue to carry the same types of traffic on these routes that they are now authorized to carry.

GTEFL and United also request a waiver of the six month implementation requirement. The companies request a December 11, 1996, implementation date to allow time for a 30-day customer notification and to implement the routes on a two-way basis.

GTEFL and United request temporary waivers so that they can provide ECS to their customers in a timely manner, allowing that the routes will be made available to IXCs following the software upgrade to the DMS-100 switches in the fourth quarter of 1997. The projected release date for the software needed to upgrade United's DMS-100 (REL 5) to allow both ECS and 1+ dialing is December 1996. The projected release date for the upgrade of DMS-100 (REL 7) is August 1997. GTEFL proposes to wait for the REL 7 software since

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it will not only allow 1+ and 10XXX dialing but will also include additional operator services and number portability capability.

We do not object to the parties' requests for temporary waiver of the portion of Order No. PSC-96-0557-FOF-TL which requires that interexchange carriers may continue to carry the same types of traffic on these routes that they are now authorized to carry. Even though switch limitations on these ECS routes may not allow a customer to access an IXC by 1+ or 10XXX dialing to carry these ECS calls, the customer may access an IXC via an 800 number. We do not believe this is a major concern since the waiver is temporary, and customers can still access most IXCs.

In addition, we grant the companies' requests for an extension of time until December 11, 1996 to implement the specified ECS routes. This will allow for the protest period of the temporary waiver, allow the companies to provide customer notification prior to implementation, and allow the companies to implement ECS simultaneously on a two-way basis. We do not believe that the implementation of these interLATA routes should be delayed until 1+ and 10XXX dialing is available. Therefore, we grant GTEFL's and United's petitions for temporary waiver and implementation extension.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that GTE Florida Incorporated's and United Telephone Company of Florida's Petitions for Temporary Waiver and Implementation Extension are granted until December 11, 1996 as discussed in the body of this Order. It is further

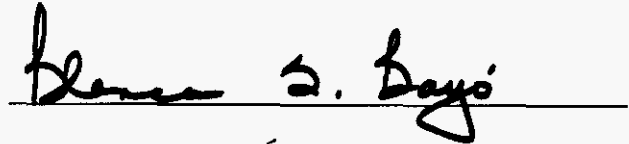
ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective unless an appropriate petition, in the form provided by Rule 25-22.036, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, Dockets Nos. 920642-TL and 930172-TL shall be closed. It is further

ORDERED that Docket No. 910529-TL remain open.

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By ORDER of the Florida Public Service Commission, this 9th
day of September, 1996.

A handwritten signature in cursive script, reading "Blanca S. Bayó", is written over a horizontal line.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

DLC

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 September 30, 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.