

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Resolution by Holmes  
County Board of County  
Commissioners for extended area  
service in Holmes County.

DOCKET NO. 870248-TL

In re: Request by Gilchrist  
County Commissioners for  
extended area service throughout  
Gilchrist County.

DOCKET NO. 870790-TL

In re: Resolution by the Orange  
County Board of County  
Commissioners for extended area  
service between the Mount Dora  
exchange and the Apopka,  
Orlando, Winter Garden, Winter  
Park, East Orange, Reedy Creek,  
Windermere, and Lake Buena Vista  
exchanges.

DOCKET NO. 900039-TL

In re: Resolution by Bradford  
County Commission requesting  
extended area service within  
Bradford County and between  
Bradford County, Union County  
and Gainesville.

DOCKET NO. 910022-TL

In re: Request by Putnam County  
Board of County Commissioners  
for extended service between the  
Crescent City, Hawthorne, Orange  
Springs, and Melrose exchanges,  
and the Palatka exchange.

DOCKET NO. 910528-TL

In re: Request by Pasco County  
Board of County Commissioners  
for extended service between all  
Pasco County exchanges.

DOCKET NO. 910529-TL

DOCUMENT NUMBER-DATE

03313 MAR 18 88

FPSC-RECORDS/REPORTING

ORDER NO. PSC-98-0405-PCO-TL  
DOCKETS NOS. 870248-TL, 870790-TL, 900039-TL, 910022-TL,  
910528-TL, 910529-TL, 911185-TL, 921193-TL  
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In re: Request for extended area service between all exchanges within Volusia County by Volusia County Council.

DOCKET NO. 911185-TL

In re: Resolution by the Palm Beach County Board of County Commissioners for extended area service between all exchanges in Palm Beach County.

DOCKET NO. 921193-TL ✓  
ORDER NO. PSC-98-0405-PCO-TL  
ISSUED: March 18, 1998

ORDER APPROVING ISSUES

The Commission suspended action in these dockets pending review of the impact of the Telecommunications Act of 1996 (the Act) on pending requests for interLATA extended area service (EAS) on BellSouth Telecommunications, Inc. (BellSouth) routes. There was some concern that under Section 271 of the Act, Bell operating companies (BOCs) are clearly prohibited from originating interLATA traffic until the BOCs meet certain conditions. Under Section 272 of the Act, even after it meets the requirements of Section 271, a BOC may only originate interLATA telecommunications services through a separate and independent affiliate. On November 18, 1996, the Commission staff conducted a workshop on this matter.

After thoroughly reviewing the Act, the issues presented, and the comments filed by the workshop participants, by Order No. PSC-97-0622-FOF-TL, issued May 30, 1997, the Commission determined that BellSouth should be relieved of certain requirements set forth in Order No. PSC-96-0557-FOF-TL, because of the Act's impact on BellSouth's ability to carry interLATA traffic. The Commission also ordered that Dockets Nos. 870248-TL, 870790-TL, 900039-TL, 910022-TL, 910528-TL, 910529-TL, 911185-TL, and 921193-TL, which were in various procedural stages, remain open pending a determination of whether one-way extended calling service (ECS) is feasible. By Order No. PSC-97-1462-PCO-TL, the dockets identified herein were consolidated for hearing purposes only. In this consolidated proceeding, we will consider the feasibility of one-way ECS. A hearing has been set for this consolidated proceeding on May 27, 1998.

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On February 17, 1998, Commission staff conducted an issue identification meeting. At that meeting, the parties and staff agreed that the following issues should be addressed in this proceeding:

1. Is one-way ECS appropriate on the routes in question?
2. If one-way ECS is appropriate, what rate, if any, should BellSouth charge to terminate ECS interLATA traffic for all carriers?
3. If one-way ECS is ordered on the routes in question and a termination charge is deemed appropriate, what economic impact will this have on the originating LECs?
4. If one-way ECS is appropriate, what rate structure and rate levels should the LECs charge?


I find these issues appropriate; therefore, the testimony filed in this consolidated proceeding shall address the issues set forth above. Approval of these issues does not preclude any party from identifying any additional issues in accordance with Rule 25-22.038, Florida Administrative Code.

Based upon the foregoing, it is

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that the testimony filed in this proceeding shall address the issues identified in the body of this Order.

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By ORDER of Commissioner J. Terry Deason, as Prehearing  
Officer, this 18th Day of March, 1998.

  
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J. TERRY DEASON  
Commissioner and Prehearing Officer

( S E A L )

BK

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

M E M O R A N D U M

March 18, 1998

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MAR 18 1998

10:40  
FPSC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (B. KEATING) *BK MCB*

RE: DOCKET NOS. 870248-TL - 870790-TL, 900039-TL, 910022-TL,  
910528-TL, 910529-TL, 911185-TL, 921193-TL

98-0405-PCO-TL

Attached is an ORDER APPROVING ISSUES to be issued in the  
above referenced docket. (Number of pages in order - 4)

BK/js  
Attachment  
cc: Division of Communications  
I:910022io.bk

*faxed  
mailed 12/7.*

**MUST GO TODAY**

03313-98