

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Review of local exchange company tariffs filed in 2006 pursuant to Order Nos. PSC-03-1469-FOF-TL and PSC-04-0456-FOF-TL, and Section 364.164(2), Florida Statutes.

DOCKET NO. 060700-TL  
ORDER NO. PSC-07-0768-PCO-TL  
ISSUED: September 20, 2007

ORDER CLOSING DOCKET

BY THE COMMISSION:

By Order Nos. PSC-03-1469-FOF-TL and PSC-04-0456-FOF-TL (the "Orders") issued in Docket Nos. 030867-TL, 030868-TL, 030869-TL and 030961-TL, the Commission approved petitions filed pursuant to then Section 364.164, Florida Statutes, by Verizon Florida, Inc. (Verizon), Sprint-Florida, Incorporated (n/k/a Embarq Florida, Incorporated (Embarq)), and BellSouth Telecommunications, Inc. (BellSouth).

The Orders authorized Verizon, Embarq, and BellSouth to reduce intrastate access charges to parity with interstate rates and to make offsetting revenue-neutral increases in rates for local service. Under the Orders, rate changes for Verizon and BellSouth were to be made in three increments over two years, and rate changes for Embarq were to be made in four increments over three years. The Orders were affirmed by the Florida Supreme Court in Crist v. Jaber, 908 So.2d 426 (Fla. 2005).

Pursuant to then Section 364.164(2), Florida Statutes, each company whose petition was approved was to thereafter make annual rate adjustment filings on 45 days' notice. The Orders provided that, upon receipt of tariffs, they were to be administratively reviewed by Commission staff. If the tariffs were found to be in compliance with the mandates of the Orders, the tariffs were to be approved by administrative order of this Commission.

Pursuant to the Orders, on September 15, 2006, Verizon and Embarq filed their respective tariffs to implement the second increment of revenue-neutral rate changes. These tariffs were reviewed by our staff and found to be consistent with the Orders. These tariffs were approved by Order No. PSC-06-0901-FOF-TL, issued October 27, 2006.

On November 30, 2006, BellSouth filed its tariffs to implement the second increment of revenue-neutral rate changes. The tariffs were reviewed by our staff, and their substantive provisions were found to be consistent with the Orders. These tariffs were acknowledged by Order No. PSC-07-0045-FOF-TL, issued January 16, 2007.

Subsequently, Section 364.164, Florida Statutes, was repealed, thereby nullifying the force and effect of the Orders. Since there will be no future increments of revenue-neutral rate changes, any concerns with the timing of BellSouth's second installment of tariff changes have

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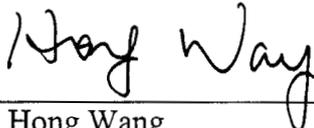
been rendered essentially moot. On this basis, there are no further issues to be addressed, and this docket should be closed.

It is therefore,

ORDERED by the Florida Public Service Commission that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 20th day of September, 2007.

ANN COLE  
Commission Clerk

By:   
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Hong Wang  
Office of Commission Clerk

( S E A L )

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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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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 25-22.0376, Florida Administrative Code; or (2) 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 Office of Commission Clerk, 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.