

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed tariff filing to)	DOCKET NO. 900384-TL
introduce Cancel Call Waiting and Call)	
Forwarding Busy and to introduce banded)	ORDER NO. 23026
rates for new and existing custom)	
calling features filed by UNITED)	ISSUED: 6-5-90
TELEPHONE COMPANY OF FLORIDA (T-90-107,)	
filed 3/19/90).)	
)	

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman
 BETTY EASLEY
 GERALD L. GUNTER

FINAL ORDER APPROVING TARIFF FILING

BY THE COMMISSION:

On March 19, 1990, United Telephone Company of Florida (United) filed a tariff proposal to introduce banded rates for new and existing Custom Calling Services (CCS) and to introduce two new custom calling services, Cancel Call Waiting and Call Forwarding Busy.

I. Tariff Filing to Introduce Cancel Call Waiting and Call Forwarding Busy

The Cancel Call Waiting feature is available to those customers who subscribe to call waiting. This service allows call waiting subscribers to dial a code to suspend call waiting indication from interrupting calls or data transmission. The feature can also be activated before originating a call. Once activated, incoming calls receive a busy line signal. The feature is deactivated when the phone is placed on-hook and regular call waiting is then restored.

The Call Forwarding Busy feature allows the subscriber to have incoming calls forwarded to another predetermined telephone number when the subscriber's line is already in use. Call Forwarding Busy shall not be used to extend calls on a planned and continuing basis to intentionally avoid message toll charges that would normally be applicable between the station originating the call and the station to which the call is transferred. In addition, Call Forwarding Busy cannot be

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used as a substitute for rotary line service to which the customer would otherwise subscribe. Therefore, business customers who subscribe to more than one access line on a single premises may not also subscribe to Call Forwarding Busy.

Introduction of these two new services will allow customers more flexibility and control of their telephone service. These features are not Open Network Architecture (ONA) offerings per se, but they do fall in the category of features that information service providers may desire. Their introduction here is consistent with this Commission's policy that those features desired by both the information service providers and end users be made available to all subscribers in the General Subscriber Service Tariff on an unbundled basis (i.e., not tied to a mandatory usage rate).

The rate structure, rates, and cost methodology for these proposed services are consistent with past CCS filings. In 1991, based on average monthly units of 47,726 for Cancel Call Waiting and 53,647 units for Call Forwarding Busy, United expects total revenue to be approximately \$456,450 and \$596,033, respectively. Therefore, these new service offerings will provide a revenue contribution and help to maintain low local service rates.

Based on our consideration of the above, we find it appropriate to approve United's tariff proposal to introduce Cancel Call Waiting and Call Forwarding Busy.

II. Tariff Filing to Introduce Banded Rates for Existing and New Custom Calling Services

United filed a tariff proposal to introduce flexible pricing for new and existing CCS provides a maximum and minimum range of rates. United requests approval of this filing to allow it to increase or decrease prices within the range of rates following a 30-day advanced notice to this Commission and subscribers to the service. The advanced notice to the Commission will be in the form of a tariff which specifies the new rate to be charged. The instant filing does not change any of the rates that are currently in effect, but will allow the Company the flexibility to change future rates to respond to changing market conditions or competitive pressures.

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United requests that this Commission shorten the statutory notice requirement from 60 days to 30 days. We find United's request appropriate. Section 364.05(2), Florida Statutes, which gives this Commission the authority to allow changes in rates without requiring the 60 days' notice, provided good cause has been demonstrated. The 30 days' notice period is consistent with the notice period we approved for Southern Bell's banded rates for CCS in Docket No. 870594-TL.

United has not included one feature, Personal Alert Line (PAL), in its proposed flexible rate structure. PAL is a signalling arrangement that causes another specific telephone number to be automatically called when the subscriber's telephone goes off hook and no digits are dialed within a certain number of seconds. United states that the market for PAL is generally limited to the elderly and handicapped and that the demand has not been what United originally expected. Therefore, the Company believes that placing PAL under flexible pricing would not be of any benefit in either increasing contribution or market penetration.

United's proposed flexible rate structure is based solely on those rates that this Commission has approved for other LECs. It did not perform any evaluation of customers' willingness to pay. However, we have reviewed United's proposed rate bands and believe that they are comparable with those we have approved for similar services. The cost of providing these services is minimal and is not taken into consideration when establishing these rates. Because these services are discretionary, it has been policy to endorse the efforts of LECs to maximize contribution from discretionary services to minimize the pressure for increased local service rates.

The flexible pricing concept is not new to this Commission. United's proposed flexible rate structure is similar to the rate structure we approved for Southern Bell for its Custom Calling Services and Prestige Single Line Service by Order No. 18326. In Order No. 21338, we approved the continuation of Southern Bell's flexible pricing for its CCS. We approved banded rates for Southern Bell's Touchstar service in Docket No. 880791-TL, RingMaster service in Docket No. 870537-TL and we approved Alltel's RING+ service, a service similar to RingMaster, in Docket No. 890303-TL.

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On September 19, 1989, we issued Order No. 21912, in Docket No. 891039-TL, approving Southern Bell's rate changes within its band for CCS. Public Counsel filed a complaint with respect to offsetting these increased revenues with rate reductions of other Southern Bell offerings. We set Public Counsel's complaint for hearing in November 1990.

Based on our consideration of the above, we find it appropriate to approve United's proposal to introduce banded rates for its CCS. Our approval of this filing will allow United to increase or decrease prices within the approved range of rates following a 30-day advanced notice to this Commission and subscribers to the service. It is important to note that this approval does not constitute preapproval of any tariffs. Each tariff filing altering rates for CCS within the approved range shall be subject to our standard tariff approval process.

Since no further action is necessary, this docket may be closed.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that United Telephone Company of Florida's tariff filing to introduce Cancel Call Waiting and Call Forwarding Busy is hereby approved. It is further

ORDERED that United Telephone Company of Florida's tariff filing to introduce banded rates for existing and new Custom Calling Services is hereby approved on the terms and conditions set forth in the body of this Order. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission,
 this 5th day of JUNE, 1990.

 STEVE TRIBBLE, Director
 Division of Records and Reporting

(S E A L)

SFS

by: Kay Flynn
 Chief, Bureau of Records

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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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, 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 sewer 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 after the issuance 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.