

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed tariff to eliminate	)	DOCKET NO. 911045-TL
provision of Improved Mobile Telephone	)	
Service (IMTS) by ST. JOSEPH TELEPHONE	)	ORDER NO. 25520
AND TELEGRAPH COMPANY.	)	
<hr/>		ISSUED: 12/23/91

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman  
 SUSAN F. CLARK  
 J. TERRY DEASON  
 BETTY EASLEY

ORDER APPROVING TARIFF PROPOSAL

BY THE COMMISSION:

On October 1, 1991, the St. Joseph Telephone and Telegraph Company (St. Joe or the Company) filed a tariff proposal to eliminate the Company's Improved Mobile Telephone Service (IMTS).

The Company asserts that its IMTS equipment is progressively deteriorating with repair and replacement parts becoming expensive and difficult to obtain. Cellular marketing is accelerating and the Company anticipates a steep decline in its customer base. St. Joe has lost 10 customers in the past 12 months, with only 26 subscribers remaining on the Company's IMTS service.

The Company proposes to obsolete the service as of December 4, 1991, and discontinue offering the service to new subscribers. The Company further proposes that the service be completely eliminated as of March 1, 1992.

The Company reports that the elimination of the service will result in projected lost revenue on an annual basis of approximately \$13,888. This is based on fixed charges of \$7,488, and \$6,400 derived from annual usage.

St. Joe anticipates replacing the lost revenue as the IMTS customers convert to an alternative means of mobile communication. The Company indicates that it does not have specific projections on the amount of revenue that will be derived from the cellular interconnection charges, however, these revenues may be enhanced through stimulation of new customers on the cellular alternative.

Based on the Company's analysis of the revenue impact of this tariff proposal, the archaic nature of the service and the ready

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availability of alternative services, we find it appropriate to approve St. Joe's filing.

Based on the foregoing, it is hereby

ORDERED by the Florida Public Service Commission that the tariff amendment filed by St. Joseph Telephone and Telegraph Company proposing to obsolete the Company's Improved Mobile Telephone Service is hereby approved. It is further

ORDERED that the tariff proposal is subject to the schedule described in the body of this Order. It is further

ORDERED that St. Joseph Telephone and Telegraph Company's notice to existing customers shall explain the motivation for eliminating the service and the available alternative. It is further

ORDERED that any protest of this Order shall be filed pursuant to the requirements set forth below. It is further

ORDERED that if a substantially affected party files a timely protest, this tariff shall remain in effect with any increase in revenues held subject to refund pending resolution of the protest. It is further

ORDERED that if no timely protest is filed by an affected party, this docket shall close at the end of the protest period.

By ORDER of the Florida Public Service Commission, this 23rd  
day of DECEMBER, 1991.

  
STEVE TRIBBLE, Director  
Division of Records and Reporting

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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.

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 at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on 1/13/92.

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

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 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 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.