J. Phillip Carver General Attorney Southern Bell Telephone and Telegraph Company c/o Marshall M. Criser III Suite 400 150 So. Monroe Street Tallahassee, Florida 32301 Phone (305) 530-5558

October 20, 1992

Mr. Steve C. Tribble
Director, Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32301

Re: Docket No. 910529-TL - Pasco County EAS

Dear Mr. Tribble:

V.S \_\_\_\_\_

Enclosed please find an original and fifteen copies of Southern Bell Telephone and Telegraph Company's Motion for Extension of Time in Which to Implement a \$.25 per Message Extended Area Service Plan, which we ask that you file in the captioned docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

A **BELL**SOUTH Company

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## CERTIFICATE OF SERVICE Docket No. 910529-TL

I HEREBY CERTIFY that a copy of the foregoing has been furnished by United States Mail this  $20^{-6}$  day of Oct. , 1992 to:

Charles Murphy
Division of Legal Services
Florida Public Svc. Commission
101 East Gaines Street
Tallahassee, FL 32399-0863

Thomas R. Parker, Esq. GTE Florida Incorporated Post Office Box 110 MC 7 Tampa, Florida 33601-0110

Alan N. Berg Senior Attorney United Telephone Co. of Florida Post Office Box 5000 Altamonte Spgs, FL 32715-5000

Chillip Carver

## 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

Filed: October 20, 1992

## SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S MOTION FOR EXTENSION OF TIME IN WHICH TO IMPLEMENT A \$.25 PER MESSAGE EXTENDED AREA SERVICE PLAN

COMES NOW BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company"), and files its Motion for Extension of Time in which to Implement a \$.25 Per Message Extended Area Service Plan ("Calling Plan") between the Brooksville and Hudson exchanges.

- 1. By Order No. PSC-92-0158-FOF-TL in this docket, the Florida Public Service Commission ("Commission") issued a Notice of Proposed Agency Action requiring the implementation of the Calling Plan between the above-referenced exchanges, which are in different LATAS ("InterLATA routes"). Southern Bell serves the Brooksville exchange. GTE Florida Incorporated ("GTE") serves the Hudson exchange. The Order required implementation of the Calling Plan within six months of April 28, 1992, the date on which the Notice of Proposed Agency Action became final.
- 2. On June 12, 1992, pursuant to procedures set forth by the United States District Court for the District of Columbia (the "Court") in <u>United States v. Western Electric Company and</u>

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American Telephone and Telegraph Company, Civil Action No. 82-0192-HHG, Southern Bell filed a Motion with the District Court for waiver of the Modification of Final Judgment ("MFJ") for the purpose of implementing the Calling Plan on this InterLATA route and a request that the Department of Justice ("DOJ") concur in this motion.

- 3. As of the date of this filing, Southern Bell has not obtained the MFJ Waiver from the Court. Furthermore, the DOJ has issued a Report in which it recommends against the granting of an MFJ waiver. The Court, however, continues to consider Southern Bell's request for an MFJ waiver and has not yet issued an order either granting or denying this request.
- 4. Because Southern Bell cannot lawfully implement the Calling Plan on this InterLATA route without the MFJ waiver, it is appropriate to extend the time in which to implement the Calling Plan until after a waiver is granted by the Court. Further, if an MFJ waiver is ordered by the Court, additional time will be needed by Southern Bell to make the final preparations for implementation. Given that the construction required to implement the plan on this route is unusually extensive, approximately 120 days will be required to complete these preparations after the MFJ waiver is granted. Therefore, Southern Bell requests that the implementation date for the

calling plan on this route be postponed until 120 days after the MFJ Waiver is obtained.

WHEREFORE, Southern Bell respectfully requests the entry of an Order granting its Motion for Extension of Time to implement the Calling Plan between the above-referenced exchanges until 120 days after a waiver of the MFJ is granted by the Court.

Respectfully submitted,

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY

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