

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by Washington ) DOCKET NO. 920028-TL  
County Board of Commissioners ) ORDER NO. PSC-92-1479-FOF-TL  
for extended area service between ) ISSUED: 12/23/92  
Sunny Hills, Panama City, Lynn )  
Haven and Youngstown-Fountain )  
exchanges. )  
\_\_\_\_\_ )

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTION  
ORDER REQUIRING ALTERNATIVE EAS PLAN

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

This docket was initiated pursuant to a request by the Washington County Board of Commissioners for extended area service (EAS) between Sunny Hills and the Panama City exchange. We included Lynn Haven and Youngstown-Fountain to avoid leapfrogging exchanges. Therefore, the Sunny Hills EAS request is for Panama City, Lynn Haven and Youngstown-Fountain. BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell or the Company) serves all the above-mentioned exchanges, and all are located within the Panama City LATA. The Sunny Hills exchange is located in Washington County, and the Panama City, Lynn Haven and Youngstown-Fountain exchanges are located in Bay County. Lynn Haven, Youngstown-Fountain and Panama City currently have EAS to each other. Sunny Hills has EAS to Vernon and Chipley and enhanced optional extended area service (EOEAS) to Lynn Haven and Panama City Beach.

By Order No. 25688, issued February 4, 1992, we required the Company to conduct traffic studies on these routes. By separate Order we have found that the survey did not pass.

However, the calling volumes between Sunny Hills and Panama City were significant enough to qualify for flat rate EAS. Even though the survey failed, the traffic study indicated a significant

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community of interest. As the survey for flat rate, two-way nonoptional EAS failed, we find that the \$.25 plan to be appropriate and shall be implemented on these routes.

The \$.25 plan shall be implemented on a two-way basis on the Sunny Hills/Panama City, Sunny Hills/Lynn Haven, and Sunny Hills/Youngstown-Fountain routes. Specifically, the \$.25 plan means that toll traffic on these routes will be reclassified as local and be message rated at \$.25 per message regardless of the duration of the call. These local calls will be dialed on a seven-digit basis and will be handled by pay telephone providers as any other local call. EOEAS shall be discontinued simultaneously with the implementation of the \$.25 message for the Sunny Hills to Panama City and Lynn Haven route, except for the premium option. The premium option, which allows residents to make unlimited calls between Sunny Hills to Panama City and Sunny Hills to Lynn Haven for a monthly flat rate, shall be retained.

It appears from the information before us that, based on stimulation of 45.01%, the annual revenue loss will be \$22,907.45. Absent stimulation the annual revenue loss will be \$42,529.68.

Therefore, it is

ORDERED by the Florida Public Service Commission that an alternative plan shall be implemented in this Docket. It is further

ORDERED that the calling rates between the Sunny Hills/Lynn Haven, Sunny Hills/Panama City and Sunny Hills/Youngstown-Fountain routes shall be rated at \$.25 per call in both directions, regardless of the call duration. It is further

ORDERED that these calls shall be furnished on a seven-digit basis. It is further

ORDERED that non-LEC pay telephone providers shall charge end users as if these calls were a local \$.25 call, and the providers shall pay the standard measured usage rate to the LEC. It is further

ORDERED that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company is hereby ordered to implement these changes within six (6) months from the date this order becomes final. It is further

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ORDERED that EOEAS between Sunny Hills to Panama City and Sunny Hills to Lynn Haven shall be discontinued simultaneously with the implementation of the \$.25 plan, except for the premium option.

ORDERED that Docket No. 920028-TL shall be closed at the conclusion of the proposed agency action protest period assuming no timely protest is received. Our staff shall place the matter on monitor status to ensure that Southern Bell complies with the implementation date.

By ORDER of the Florida Public Service Commission this 23rd day of December, 1992.

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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

CWM

by: Kay Flynn  
Chief, Bureau of Records

Commissioner Laredo dissented from the Commission's decision to order the implementation of the \$.25 plan.

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 action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), 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 January 13, 1993.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

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 and effective 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 wastewater 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 effective date 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.