

ORIGINAL
FILE COPY

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Comprehensive review of revenue requirements and rate stabilization plan of SOUTHERN BELL.)	DOCKET NO. 920260-TL
)	
)	
)	
In Re: Investigation into the integrity of SOUTHERN BELL'S repair service activities and reports.)	DOCKET NO. 910163-TL
)	
)	
)	
In Re: Investigation into SOUTHERN BELL'S compliance with Rule 25-4.110(2), F.A.C., Rebates.)	DOCKET NO. 910727-TL
)	
)	
)	
In Re: Show cause proceeding against SOUTHERN BELL for misbilling customers.)	DOCKET NO. 900960-TL
)	
)	
)	
In Re: Request by Broward Board of County Commissioners for extended area service between Ft. Lauderdale, Hollywood, North Dade and Miami.)	DOCKET NO. 911034-TL
)	FILED: 11/30/93
)	
)	

CERTIFICATE OF SERVICE (DOCKET NO. 920260-TL)

ACK _____
AFA _____ I HEREBY CERTIFY that a true and correct copy of the foregoing
APP ~~has~~ been furnished, by U.S. Mail, this 30th day of November, 1993,
CAF _____
CMU _____ to the following:
CTR _____
EAG _____
LEG _____ R. Douglas Lackey Charles J. Beck
J. Phillip Carver Deputy Public Counsel
Southern Bell Telephone & Office of the Public Counsel
Telegraph Company c/o The Florida Legislature
111 W. Madison Street
c/o Marshall M. Criser, III Room 812
150 S. Monroe St., Ste. 400 Tallahassee, FL 32399-1400
Tallahassee, FL 32301

WAS _____
OTH _____

DOCUMENT NUMBER-DATE
12810 **DEC 1** 93
FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE

DOCKETS NOS. 920260-TL, 910163-TL, 910727-TL, 900960-TL, 911034-TL

Michael A. Gross
Assistant Attorney General
Special Projects Section
Department of Legal Affairs
P1-01 The Capitol
Tallahassee, FL 32399-1050

Joseph P. Gillan
J.P. Gillan & Associates
P.O. Box 541038
Orlando, FL 32854-1038

C. Everett Boyd, Jr.
Ervin, Varn, Jacobs,
Odom & Ervin
P.O. Drawer 1170
Tallahassee, FL 32302

Joseph A. McGlothlin
Vicki Gordon Kaufman
McWhirter, Grandoff & Reeves
315 S. Calhoun St., Ste. 716
Tallahassee, FL 32301

Chanthina R. Bryant
Sprint
3065 Cumberland Circle
Atlanta, GA 30339

Laura L. Wilson
Florida Cable Television
Association, Inc.
P.O. Box 10383
310 North Monroe Street
Tallahassee, FL 32302

Cecil O. Simpson, Jr.
Peter Q. Nyce, Jr.
Regulatory Law Office
Office of The Judge
Advocate General
Department of the Army
901 North Stuart Street
Arlington, VA 22203-1837

Michael W. Tye
AT&T Communications of the
Southern States, Inc.
106 East College Avenue
Suite 1410
Tallahassee, FL 32301

Richard D. Melson
Hopping, Boyd, Green & Sams
P.O. Box 6526
Tallahassee, FL 32314

Michael J. Henry
MCI Telecommunications Corp.
780 Johnson Ferry Road
Suite 700
Atlanta, GA 30342

Monte Belote
Florida Consumer Action
Network
4100 W. Kennedy Blvd., #128
Tampa, FL 33609

Douglas S. Metcalf
Communications Consultants, Inc.
P.O. Box 1148
Winter Park, Florida 32790-1148

Mr. Lance C. Norris, Pres.
Florida Pay Telephone
Association, Inc.
315 South Calhoun Street
Suite 710, Barnett Bank Bldg.
Tallahassee, FL 32301

Dan B. Hendrickson
P.O. Box 1201
Tallahassee, FL 32302

Donald L. Bell
104 East Third Ave.
Tallahassee, FL 32303

CERTIFICATE OF SERVICE

DOCKETS NOS. 920260-TL, 910163-TL, 910727-TL, 900960-TL, 911034-TL


Michael Fannon
Cellular One
2735 Capital Circle, NE
Tallahassee, FL 32308

Benjamin H. Dickens, Jr.
Blooston, Mordkofsky,
Jackson & Dickens
2120 L Street, N.W.
Washington, D.C. 20037

Floyd R. Self
Kenneth A. Hoffman
Messer, Vickers, Caparello,
Madsen & French, P.A.
P.O. Box 1876
Tallahassee, FL 32303-1876

David M. Wells
Robert J. Winicki
William S. Graessle
Mahoney, Adams & Criser
P.O. Box 4099
Jacksonville, FL 32201

Robert Hoeynck
Assistant County Attorney
Broward County Board
of Commissioners
115 S. Andrew Avenue
Suite 423
Ft. Lauderdale, FL 33301



TRACY HATCH
Staff Counsel

Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32399-0863
(904) 487-2740

State of Florida

COMMISSIONER J. TERRY DEASON
CHAIRMAN



FLETCHER BUILDING
101 EAST GAINES STREET
TALLAHASSEE, FL 32399-0850
(904) 488-2986

Public Service Commission

920260-TH

November 30, 1993

Barry Kirischer
State Attorney
15th Judicial Circuit
401 North Dixie Highway
West Palm Beach, FL 33401

Dear Mr. Kirischer:

The Florida Public Service Commission (PSC) is currently conducting investigations into allegations that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone & Telegraph Company (Southern Bell) has engaged in fraudulent sales and billing practices, and the falsification of service orders, repair orders, and PSC reports. During the course of discovery in these investigations, some thirty-two deponents have invoked their Fifth Amendment privilege and refused to answer questions. The purpose of this letter is to seek your support, pursuant to Section 350.124, Florida Statutes, for grants of use immunity for those individuals, in order to secure their testimony in the impending PSC proceeding.

Under Section 350.124, Florida Statutes, "[i]f any person called to testify in a commission proceeding shall refuse to testify because of a claim of possible self-incrimination, the commission, after consultation with the appropriate state attorney, may apply to the chief judge of the appropriate judicial circuit for a judicial grant of immunity ordering the testimony of such person notwithstanding his objection"

On October 9, 1992, the State of Florida, Department of Legal Affairs, Office of Statewide Prosecution, which had been conducting its own investigation into the above matters, entered into a settlement agreement with Southern Bell. That agreement includes a three-year continuing review period, in the nature of probation, for monitoring Southern Bell's activities.

Since these matters remain under the jurisdiction of the Office of Statewide Prosecution, the PSC, along with Jack Shreve, Public Counsel, originally sought the support of Melanie Ann Hines, Statewide Prosecutor, for obtaining a blanket grant of use immunity for the thirty-two deponents. Due to her concerns that such a blanket grant of immunity might hamper her office's ongoing monitoring efforts, Ms. Hines declined, but suggested that

we contact the State Attorneys for the specific jurisdictions involved and offered to furnish the State Attorneys with any necessary background information. In that regard, the PSC would appreciate your support, pursuant to Section 350.124, in securing grants of use immunity for those persons that have refused to testify. A list of persons in your jurisdiction subject to our request is attached to this letter.

I would appreciate it if you would consider this request and contact Jean R. Wilson or Tracy Hatch, the Staff Counsel assigned to these cases, at (904) 487-2740, at your earliest convenience. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Terry Deason", with a long horizontal flourish extending to the right.

J. Terry Deason,
Chairman

cc: Bob Butterworth, Attorney General
Honorable Jack H. Cook, Chief Judge
Melanie Ann Hines, Office of Statewide Prosecution
Jack Shreve, Office of Public Counsel
Division of Records and Reporting
All Parties of Record

DEPONENTS THAT TOOK THE 5TH IN DOCKET NO. 910163-TL

JACKSONVILLE - Duval, 4th Circuit

Judith Rote
Denise E. Crosby
Kathy Roberts
Barbara Whickman
Darrall R. Wilcox
Linda G. Moniz
Glovine Williams

GAINESVILLE - Alachua, 8th Circuit

Howard Adams, Jr.
James Ramsey

ORLANDO - Orange County, 9th Circuit

Michael Jones
Cynthia Armel
Maria D. Lee
Vernoica Brady
Allen McKeand
Andrew Walker
Robert Minahan
Lawerence Potish
Mary Mitchell
Annie Bush (Refused to Answer Questions didn't take the 5th)

MAIMI - Dade, 11th Circuit

Geraldine H. Littles

LAKE WORTH - Palm Beach County, 15th Circuit

Susan Eckhoff

RIVIERA BEACH - Palm Beach County, 15th Circuit

Crystal Smith
Paul White

WEST PALM - Palm Beach County, 15th Circuit

Monk Lenard

FT. LAUDERDALE - Broward County, 17th Circuit

Gary Maser

HOLLYWOOD - Broward County, 17th Circuit

Mark A. Sheaf
Nicole Maxfield
JoAnne Knowles
Ivan Roberts

FT. PIERCE - St. Lucie County, 19th Circuit

Helen C. Vought
Mary Dunn
Peter Murray
Betty Moore

State of Florida

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CHAIRMAN



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101 EAST GAINES STREET
TALLAHASSEE, FL 32399-0850
(904) 488-2986

Public Service Commission

November 30, 1993

Michael J. Satz
State Attorney
17th Judicial Circuit
201 South East 6th Street
FT. Lauderdale, FL 33301

Dear Mr. Satz:

The Florida Public Service Commission (PSC) is currently conducting investigations into allegations that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone & Telegraph Company (Southern Bell) has engaged in fraudulent sales and billing practices, and the falsification of service orders, repair orders, and PSC reports. During the course of discovery in these investigations, some thirty-two deponents have invoked their Fifth Amendment privilege and refused to answer questions. The purpose of this letter is to seek your support, pursuant to Section 350.124, Florida Statutes, for grants of use immunity for those individuals, in order to secure their testimony in the impending PSC proceeding.

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I would appreciate it if you would consider this request and contact Jean R. Wilson or Tracy Hatch, the Staff Counsel assigned to these cases, at (904) 487-2740, at your earliest convenience. Thank you for your attention to this matter.

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J. Terry Deason,
Chairman

cc: Bob Butterworth, Attorney General
Honorable Dale Ross, Chief Judge
Melanie Ann Hines, Office of Statewide Prosecution
Jack Shreve, Office of Public Counsel
Division of Records and Reporting
All Parties of Record

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JACKSONVILLE - Duval, 4th Circuit

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Glovine Williams

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James Ramsey

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Paul White

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Mary Dunn
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Betty Moore

State of Florida

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CHAIRMAN



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TALLAHASSEE, FL 32399-0850
(904) 488-2986

Public Service Commission

November 30, 1993

Rod Smith
State Attorney
8th Judicial Circuit
120 West University Avenue
Gainesville, FL 32602

Dear Mr. Smith:

The Florida Public Service Commission (PSC) is currently conducting investigations into allegations that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone & Telegraph Company (Southern Bell) has engaged in fraudulent sales and billing practices, and the falsification of service orders, repair orders, and PSC reports. During the course of discovery in these investigations, some thirty-two deponents have invoked their Fifth Amendment privilege and refused to answer questions. The purpose of this letter is to seek your support, pursuant to Section 350.124, Florida Statutes, for grants of use immunity for those individuals, in order to secure their testimony in the impending PSC proceeding.

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I would appreciate it if you would consider this request and contact Jean R. Wilson or Tracy Hatch, the Staff Counsel assigned to these cases, at (904) 487-2740, at your earliest convenience. Thank you for your attention to this matter.

Sincerely,

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J. Terry Deason,
Chairman

cc: Bob Butterworth, Attorney General
Honorable Elzie S. Sanders, Chief Judge
Melanie Ann Hines, Office of Statewide Prosecution
Jack Shreve, Office of Public Counsel
Division of Records and Reporting
All Parties of Record

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Paul White

WEST PALM - Palm Beach County, 15th Circuit

Monk Lenard

FT. LAUDERDALE - Broward County, 17th Circuit

Gary Maser

HOLLYWOOD - Broward County, 17th Circuit

Mark A. Sheaf
Nicole Maxfield
JoAnne Knowles
Ivan Roberts

FT. PIERCE - St. Lucie County, 19th Circuit

Helen C. Vought
Mary Dunn
Peter Murray
Betty Moore

State of Florida

COMMISSIONER J. TERRY DEASON
CHAIRMAN



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TALLAHASSEE, FL 32399-0850
(904) 488-2986

Public Service Commission

November 30, 1993

Lawson Lamar
State Attorney
9th Judicial Circuit
Post Office Box 1673
Orlando, Florida 32802

Dear Mr. Lamar:

The Florida Public Service Commission (PSC) is currently conducting investigations into allegations that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone & Telegraph Company (Southern Bell) has engaged in fraudulent sales and billing practices, and the falsification of service orders, repair orders, and PSC reports. During the course of discovery in these investigations, some thirty-two deponents have invoked their Fifth Amendment privilege and refused to answer questions. The purpose of this letter is to seek your support, pursuant to Section 350.124, Florida Statutes, for grants of use immunity for those individuals, in order to secure their testimony in the impending PSC proceeding.

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J. Terry Deason,
Chairman

cc: Bob Butterworth, Attorney General
Honorable R. James Stroker, Chief Judge
Melanie Ann Hines, Office of Statewide Prosecution
Jack Shreve, Office of Public Counsel
Division of Records and Reporting
All Parties of Record

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JACKSONVILLE - Duval, 4th Circuit

Judith Rote
Denise E. Crosby
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LAKE WORTH - Palm Beach County, 15th Circuit

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Helen C. Vought
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State of Florida

COMMISSIONER J. TERRY DEASON
CHAIRMAN



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101 EAST GAINES STREET
TALLAHASSEE, FL 32399-0850
(904) 488-2986

Public Service Commission

November 30, 1993

Katherine Fernandez-Rundle
State Attorney
11th Judicial Circuit
Graham Building
1350 North West 12th Avenue
Miami, FL 33136

Dear Ms. Fernandez-Rundle:

The Florida Public Service Commission (PSC) is currently conducting investigations into allegations that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone & Telegraph Company (Southern Bell) has engaged in fraudulent sales and billing practices, and the falsification of service orders, repair orders, and PSC reports. During the course of discovery in these investigations, some thirty-two deponents have invoked their Fifth Amendment privilege and refused to answer questions. The purpose of this letter is to seek your support, pursuant to Section 350.124, Florida Statutes, for grants of use immunity for those individuals, in order to secure their testimony in the impending PSC proceeding.

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J. Terry Deason,
Chairman

cc: Bob Butterworth, Attorney General
Honorable Leonard Rivkind, Chief Judge
Melanie Ann Hines, Office of Statewide Prosecution
Jack Shreve, Office of Public Counsel
Division of Records and Reporting
All Parties of Record

State of Florida

COMMISSIONER J. TERRY DEASON
CHAIRMAN



FLETCHER BUILDING
101 EAST GAINES STREET
TALLAHASSEE, FL 32399-0850
(904) 488-2986

Public Service Commission

November 30, 1993

Harry L. Shorstein
State Attorney
4th Judicial Circuit
330 East Bay Street
Jacksonville, FL 32202

Dear Mr. Shorstein:

The Florida Public Service Commission (PSC) is currently conducting investigations into allegations that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone & Telegraph Company (Southern Bell) has engaged in fraudulent sales and billing practices, and the falsification of service orders, repair orders, and PSC reports. During the course of discovery in these investigations, some thirty-two deponents have invoked their Fifth Amendment privilege and refused to answer questions. The purpose of this letter is to seek your support, pursuant to Section 350.124, Florida Statutes, for grants of use immunity for those individuals, in order to secure their testimony in the impending PSC proceeding.

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J. Terry Deason,
Chairman

cc: Bob Butterworth, Attorney General
Honorable Donald R. Moran, Jr., Chief Judge
Melanie Ann Hines, Office of Statewide Prosecution
Jack Shreve, Office of Public Counsel
Division of Records and Reporting
All Parties of Record

State of Florida

COMMISSIONER J. TERRY DEASON
CHAIRMAN



FLETCHER BUILDING
101 EAST GAINES STREET
TALLAHASSEE, FL 32399-0850
(904) 488-2986

Public Service Commission

November 30, 1993

Bruce Colton
State Attorney
19th Judicial Circuit
411 South Second Street
Ft. Pierce, FL 34950

Dear Mr. Colton:

The Florida Public Service Commission (PSC) is currently conducting investigations into allegations that BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone & Telegraph Company (Southern Bell) has engaged in fraudulent sales and billing practices, and the falsification of service orders, repair orders, and PSC reports. During the course of discovery in these investigations, some thirty-two deponents have invoked their Fifth Amendment privilege and refused to answer questions. The purpose of this letter is to seek your support, pursuant to Section 350.124, Florida Statutes, for grants of use immunity for those individuals, in order to secure their testimony in the impending PSC proceeding.

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Chairman

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Honorable L. B. Vocelle, Chief Judge
Melanie Ann Hines, Office of Statewide Prosecution
Jack Shreve, Office of Public Counsel
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All Parties of Record