

**Mark Richard**  
Attorney At Law

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February 28, 1994

VIA FEDERAL EXPRESS

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

Re: Docket Nos. 910163-TL  
920260-TL  
900960-TL  
910727-TL

Dear Mr. Tribble:

Enclosed please find an original and ten (10) copies of my clients' Proposal for Implementation of \$10 Million Reduction. Please file same.

Thank you.

- ACK
- AFA
- AFP \_\_\_\_\_
- CFR \_\_\_\_\_
- CFM
- CFR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG
- LIR
- OPR \_\_\_\_\_
- R \_\_\_\_\_
- SFC
- WAC \_\_\_\_\_
- OTH \_\_\_\_\_

MR:bes  
Enclosures

cwa/tribble.ltr

Sincerely,

*Mark Richard*  
Mark Richard, Esq.

Dictated By Mark Richard  
But Signed in His Absence  
To Avoid Delay.

RECEIVED & FILED

*Mos*

DOCUMENT NUMBER-DATE

02037 MAR-1 1994

FPSC-RECORDS/REPORTING



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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition on behalf of ) Docket No. 910163-TL  
Citizens of the State of Florida )  
to initiate investigation into )  
integrity of Southern Bell )  
Telephone and Telegraph Company's )  
repair service activities and )  
reports. )

In re: Comprehensive Review of ) Docket No. 920260-TL  
the Revenue Requirements and Rate )  
Stabilization Plan of Southern Bell )  
Telephone and Telegraph Company. )

In re: Investigation into Southern ) Docket No. 900960-TL  
Bell Telephone and Telegraph )  
Company's Non-Contact Sales )  
Practices. )

In re: Investigation into Southern ) Docket No. 910727-TL  
Bell Telephone and Telegraph )  
Company's Compliance with Rule )  
25-4.110(2) (Rebates). )

**PROPOSAL FOR IMPLEMENTATION OF \$10 MILLION REDUCTION BY  
LOCALS 3121, 3122, 3107 COMMUNICATION WORKERS OF AMERICA, AFL-CIO**

COMES NOW Interested Persons Locals 3121, 3122 and 3107  
Communication Workers of America, AFL-CIO ("CWA Locals"), by and  
through their undersigned counsel, and submits their Proposal for  
Implementation of \$10 Million Reduction, as follows:

1. On or about January 12, 1994 Bell South  
Telecommunications, Inc. ("Southern Bell") filed a motion seeking  
Florida Public Service Commission Approval of the Implementation  
Agreement for Portions of the Unspecified Rate Reductions in the  
Stipulation and Agreement Between the Office of Public Counsel and  
Southern Bell.

DOCUMENT NUMBER-DATE

02037 MAR-13

FPSC-RECORDS/REPORTING

2. The Commission has approved the Joint Motion.

3. Pursuant to paragraph four of the Implementation Agreement, interested persons shall submit their proposals on how such unspecified reductions should be implemented not less than 120 days prior to the scheduled effective date of each reduction.

4. It appears that the 1994 \$10 Million in unspecified reduction is scheduled for a July 1, 1994 effective date.

5. The three (3) CWA locals are duly organized labor organizations which represent some 4,000 Southern Bell employees (almost all of whom are also Southern Bell customers). As the exclusive bargaining agent for the employees (rate payors), the CWA locals clearly fall within the definition of "any other interested persons."

6. The CWA locals request a hearing on the instant proposal.

7. Further, the CWA locals request to be notified of, and participate in, the rate design hearings regarding the 1994 \$10 million non-specifically allocated reduction mandated by paragraph four of the Implementation Agreement.

8. The CWA locals propose that the Commission consider using the \$10 Million reduction in a novel but very necessary fashion. The rate payors, and employees in the telecommunications industry,

now find themselves in the midst of a momentous technological revolution - the fiber optic informational highway.

The creation (if possible) of this "super-highway" has enormous ramifications for the rate payors. The rate payors, through the regulatory efforts of the PSC, have created a copper-wire (and optics) infrastructure. This telecommunications system is both a public vital resource and a public investment. This very infrastructure may not play a role in the "super-highway" system.

This raises critical regulatory issues. These myriad issues include, but are not limited to:

(a) Will universal basic service be mandated? How will it be paid for?

(b) How will the billions invested in the current copper wire/optic system be allocated?

(c) How will the competing utilities (electric, cable and telecommunications) be regulated as they race for their own "lane" on the highway?

(d) What privacy protections will be put in place?

(e) Who and how will the highway be funded? How will the rate payors be treated?

(f) What, if any, regulatory changes will need to be made to address this new system?

(g) How will quality of service be defined? Will basic service only include telecommunication aspects? Will video services be part of such basic service and, as such, is it subject to PSC regulation?


(h) What effect will the highway have on employees? What protections will there be for those adversely impacted?

The rate payors and telecommunication employees must be poised to debate these very vital questions. Too often employees and rate payors only fully realize the impact of these paramount technological changes after they have become reality. The interested industries, and even the White House, are now studying this potentially beneficial technological phenomenon. Yet, the workers and the rate payors have no such resources. Where are their experts? Where are their studies? Where are their research funds?

To this end, the CWA locals propose that the \$10 million be utilized for the public interest. The money would be given to a workers/citizens cooperation committee. The Office of Public Counsel would be a member of that committee. The PSC would select two (2) additional members, organized labor would select three (3) members, and the public would have three (3) members voted upon at various public hearings held throughout the service area. This nine (9) member committee would utilize the \$10 million to retain experts, poll the public, educate the citizenry, hold workshops, work with the PSC staff, Public Counsel and utilities in an effort to make sure the public's voice is heard.

Placing the \$10 million into a direct return will only mean pennies in savings on an individual basis. These pennies will better serve the public if they were pooled in such a manner so the

public is a "player in the game." This is too critical an event to be left as business as usual. Now is the time for the PSC to show its leadership by implementing a rate structure to allow for the realization of the CWA locals' proposal.



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Certificate of Service

I HEREBY CERTIFY that a true and correct copy of the foregoing Proposal for Implementation was mailed to those individuals named on the attached distribution list on this 28<sup>th</sup> day of February, 1994.



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MARK RICHARD, ESQ.

DISTRIBUTION LIST

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