

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Resolution by the Palm) DOCKET NO. 921193-TL
Beach County Board of County) ORDER NO. PSC-94-0327-FOF-TL
Commissioners for extended area) ISSUED: March 23, 1994
service between all exchanges in)
Palm Beach County)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION
ORDER REGARDING EXTENDED AREA SERVICE

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 substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

By Order No. PSC-93-1828-PCO-TL, issued December 27, 1993, the Commission required Southern Bell to conduct EAS surveys with specific additives on the Boca Raton/West Palm Beach, Belle Glade/West Palm Beach, Pahokee/West Palm Beach, Delray Beach/West Palm Beach and Boynton Beach/Boca Raton routes. These surveys were to be conducted by March 3, 1994.

On January 10, 1994, Southern Bell filed a Notice of Modification of the traffic studies which it had previously submitted in this Docket. The Company states that erroneous revenue information was provided in the traffic study for three routes (Belle Glade/West Palm Beach, Delray Beach/West Palm Beach, and Pahokee/West Palm Beach).

This modification to the toll revenue per message will result in a reduction of the additive for the Belle Glade, Delray Beach, and Pahokee exchanges. In addition, PBX rates were reduced due to part of the settlement agreement; this resulted in reductions for all routes at issue in this Docket. Upon review, we withdraw Order No. PSC-93-1828-PCO-TL, which included rates which were based on erroneous information.

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FPSC-RECORDS/REPORTING

Based on the results of the traffic studies filed in this Docket, Southern Bell shall ballot subscribers in the Belle Glade, Boca Raton, Delray Beach, and Pahokee exchanges for nonoptional, flat rate, two way EAS to West Palm Beach and the Boynton Beach exchange for nonoptional two way EAS to Boca Raton.¹ The customer survey shall be at the following rates, which reflect the traditional 25/25 plan with regrouping:

Exchange	Residential 1-Party	Business 1-Party	PBX
Belle Glade	\$12.25	\$33.25	\$56.53
Pahokee	\$12.25	\$33.25	\$56.53
Delray Beach	\$12.90	\$35.25	\$59.93
Boca Raton	\$13.10	\$35.75	\$60.78
Boynton Beach	\$12.74	\$34.83	\$59.20

The survey shall be conducted within forty-five (45) days of the date that this Order becomes final. Southern Bell shall submit its newspaper advertisement for review by our staff prior to publication. Likewise, the survey letter and ballot shall be submitted to staff for review prior to distribution to customers. The Company also shall provide our staff with a copy of the published newspaper advertisement and the dates run.

¹ If the exchanges being balloted vote in favor of extended area service (EAS) to the West Palm Beach exchange, the West Palm Beach exchange will regroup two rate groups. Rule 25-4.063, Florida Administrative Code provides that if either exchange has a rate increase resulting from either regrouping or an additive, the Commission will order a customer survey. Based on this Rule, West Palm Beach may have to be balloted if EAS is approved on the other routes.

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Therefore, it is

ORDERED by the Florida Public Service Commission that the customer surveys described in the body of this Order shall be conducted as set forth in the body of this Order. It is further

ORDERED that this Docket shall remain open pending the results of the customer surveys.

By ORDER of the Florida Public Service Commission, this 23rd day of March, 1994.

STEVE TRIBBLE, Acting Director
Division of Records and Reporting

by: Kay Hegan
Chief, Bureau of Records

(S E A L)

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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 action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule

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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 April 13, 1994.

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.