

VOTE SHEET

DATE: February 21, 1995

RE: DOCKET NO. 950146-TL - Investigation into 1995 earnings of ALLTEL Florida, Inc.

Issue 1: Recommendation that the Commission place \$1,353,000, plus interest, subject to refund, effective beginning on February 21, 1995, pending the outcome of this docket.

MODIFIED

The attached 5-point agreement prepared by ALLTEL and staff - and not approved by the office of Public Counsel - was approved.

Issue 2: Recommendation that this docket remain open to resolve the FCC rule issue and the revenue held subject to refund.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in the Majority column: Robert J. ... Susan J. Clark, J. Terry ... Alan K. ...]

REMARKS/DISSENTING COMMENTS:

PSC/RAR33 (5/90)

DOCUMENT NUMBER-DATE

01993 FEB 21 88

FPSC-RECORDS/REPORTING

The name of this docket shall be changed to: In re: Determination of Appropriate Subscriber Plant Factor to Apply to ALLTEL Florida, Inc.

ALLTEL will agree beginning January 1, 1995 to place \$1,353,000 plus interest in annual revenues subject to further disposition of the Commission for the sole purpose of obtaining a ruling of the Federal Communication Commission ("FCC") on the proper use of the 5% limit on change in interstate allocation rule.

If Staff's interpretation of the FCC rule is found by the FCC to be correct then, after the FCC renders its opinion and its decision is final, the monies held subject to the disposition of the Commission will be disposed of in a manner to be determined by the Commission.

If the Company's interpretation of the FCC's rule is correct then the monies held subject to disposition shall be released and no further action will be taken in this docket and this docket will be closed.

The Commission will prepare and file with the FCC within 60 days of the vote of the Commission approving this agreement a Motion for Declaratory Ruling or some other appropriate filing before the FCC that provides ALLTEL an opportunity to provide written comments to the FCC.