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MEMORANDUM

February 8, 1996

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FPSC-RECORDS/REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (CANZANO) *PC*

RE: DOCKET NO. 941281-⁴TP - PETITION BY SUBSCRIBERS OF THE GROVELAND EXCHANGE FOR EXTENDED AREA SERVICE (EAS) TO THE ORLANDO, WINTER GARDEN, AND WINDERMERE EXCHANGES.

6176-PCO

Attached is an ORDER MODIFYING PROCEDURAL SCHEDULE AND ESTABLISHING PRELIMINARY LIST OF ISSUES, to be issued in the above-referenced docket. (Number of pages in Order - 4)

DC/anr
Attachment
cc: Division of Communications
I: 9412810i.dc

*This Order must be issued today, February 8, 1996.

MUST GO TODAY

3/1

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition by subscribers) DOCKET NO. 941281-TL
of the Groveland exchange for) ORDER NO. PSC-96-0176-PCO-TL
extended area service (EAS) to) ISSUED: February 8, 1996
the Orlando, Winter Garden, and)
Windermere exchanges.)
_____)

ORDER MODIFYING PROCEDURAL SCHEDULE AND
ESTABLISHING PRELIMINARY LIST OF ISSUES

This docket was initiated pursuant to a petition by the subscribers of the Groveland exchange requesting extended area service (EAS) to the Orlando exchange. The routes in this docket did not meet the requirements set forth in the rule for flat rate, two-way nonoptional EAS. Since the routes were so close to qualifying for EAS and the traffic patterns did not meet the prescribed community of interest qualifications, in accordance with Rule 25-4.040(5), Florida Administrative Code, the Commission set this matter for a formal administrative hearing pursuant to Section 120.57(1), Florida Statutes. See Order No. PSC-95-0875-FOF-TL, issued July 19, 1995. The hearing shall determine what, if any, other community of interest factors should be considered in our decision of whether to implement an EAS or alternative plan and whether toll relief is warranted.

On September 19, 1995, the Order Establishing Procedure was issued which set forth the dates governing the key activities of this case. See Order No. PSC-95-1158-PCO-TL. A hearing has been scheduled for April 23, 1996. The following dates have been modified:

- | | |
|--|-------------------|
| 1) Direct testimony and exhibits - All Parties | February 26, 1996 |
| 2) Staff's direct testimony and exhibits, if any | March 11, 1996 |
| 3) Rebuttal testimony and exhibits | March 25, 1996 |
| 4) Prehearing Statements | March 25, 1996 |
| 5) Prehearing Conference | April 15, 1996 |

DOCUMENT NUMBER-DATE

01539 FEB-88

FPSC-RECORDS/REPORTING

In addition, a workshop was held on January 17, 1996, for the purpose of establishing a preliminary list of issues for the hearing. The preliminary list of issues is provided below:

- ISSUE 1:** Is there a sufficient community of interest from the Groveland exchange to the Orlando, Winter Garden, and Windermere exchanges to justify surveying for nonoptional extended area service as currently defined in the Commission rules, or implementing an alternative interLATA toll plan?
- ISSUE 2:** What other community of interest factors should be considered in determining if either an optional or nonoptional toll alternative should be implemented on these routes?
- ISSUE 3:** If a sufficient community of interest is found on any of these routes, what is the economic impact of each plan on the customer and the company (summarize in chart form and discuss in detail)?
- a) EAS with 25/25 plan and regrouping;
 - b) InterLATA toll alternative plan; and
 - c) Other (specify)
- ISSUE 4:** Should subscribers be required to pay an additive as a prerequisite to surveying for extended area service or an alternative interLATA toll plan? If so, how much of a payment is required and how long should it last?
- ISSUE 5:** If a sufficient community of interest is found, what are the appropriate rates and charges for the plan to be implemented on these routes?
- ISSUE 6:** If extended area service or an alternative interLATA toll plan is determined to be appropriate, should the customers be surveyed?

Based upon the foregoing, it is

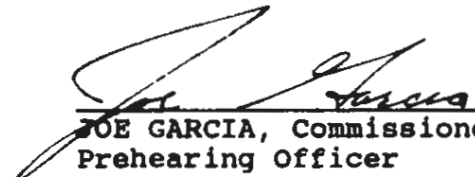
ORDERED by Commissioner Joe Garcia, as Prehearing Officer, that Order No. PSC-95-1158-PCO-TL has been modified as specified in the body of this Order. It is further

ORDERED that Order No. Order No. PSC-95-1158-PCO-TL is reaffirmed in all other respects. It is further

ORDER NO. PSC-96-0176-PC0-TL
DOCKET NO. 941281-TL
PAGE 3

ORDERED that the preliminary list of issues for the hearing scheduled for April 23, 1996 is set forth in the body of this Order.

By ORDER of Commissioner Joe Garcia, as Prehearing Officer, this 8th day of February, 1996.



JOE GARCIA, Commissioner and
Prehearing Officer

(S E A L)

DLC

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.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida

ORDER NO. PSC-96-0176-PCO-TL
DOCKET NO. 941281-TL
PAGE 4

Administrative Code, if issued by the Commission; or 3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.