

MEMORANDUM

MARCH 21, 1996

RECEIVED
11:40 ✓

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (PIERSON) *RP*
RE: DOCKET NO. 941281-TL - PETITION BY SUBSCRIBERS OF THE GROVELAND EXCHANGE FOR EXTENDED AREA SERVICE (EAS) TO THE ORLANDO, WINTER GARDEN, AND WINDERMERE EXCHANGES.

PSC-96-0402-PCO-TL

Attached is an ORDER MODIFYING PROCEDURAL SCHEDULE to be issued in the above-referenced docket. (Number of pages in Order - 3)

MUST GO TODAY

*sh
4*

RJP/clp
Attachment
cc: Division of Communications
I: 941281.RJP

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-96-0402-PCO-TL
extended area service (EAS) to) ISSUED: March 21, 1996
the Orlando, Winter Garden, and)
Windermere exchanges.)
_____)

ORDER MODIFYING PROCEDURAL SCHEDULE

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 at issue 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.

By Order No. PSC-95-1158-PCO-TL, issued September 19, 1995, a schedule was established to govern the key activities of this case. That schedule was subsequently modified by Order No. PSC-96-0176-PCO-TL, issued February 8, 1996. It is necessary to modify the schedule again, as follows:

- | | |
|---------------------------------------|----------------|
| 1) Rebuttal testimony
and exhibits | March 18, 1996 |
| 2) Prehearing Statements | March 18, 1996 |
| 3) Prehearing Conference | April 4, 1996 |
| 4) Hearing | April 18, 1996 |

All other provisions of Orders Nos. PSC-95-1158-PCO-TL and PSC-96-0176-PCO-TL are affirmed in all other respects.

DOCUMENT NUMBER-DATE

03352 MAR 21 86

FPSC-RECORDS-REPORTING

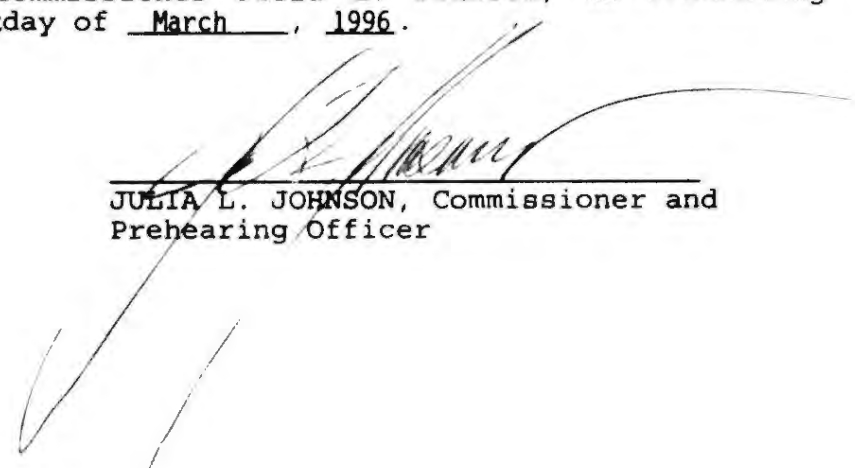
ORDER NO. PSC-96-0402-PCO-TL
DOCKET NO. 941281-TL
PAGE 2

Based upon the foregoing, it is

ORDERED by Commissioner Julia L. Johnson, as Prehearing Officer, that Orders Nos. PSC-95-1158-PCO-TL and PSC-96-0176-PCO-TL are modified as specified in the body of this Order. It is further

ORDERED that Orders Nos. PSC-95-1158-PCO-TL and PSC-96-0176-PCO-TL are affirmed in all other respects.

By ORDER of Commissioner Julia L. Johnson, as Prehearing Officer, this 21st day of March, 1996.



JULIA L. JOHNSON, Commissioner and
Prehearing Officer

(S E A L)

RJP

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 120.60, 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 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.