

FLORIDA PUBLIC SERVICE COMMISSION
Capital Circle Office Center • 2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

MEMORANDUM

September 4, 1996

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF COMMUNICATIONS (SHELPER, WIDELL) *MS*
DIVISION OF LEGAL SERVICES (BROWN) *PCB*

RE: DOCKET NO. 951099-TL - PETITION BY THE RESIDENTS OF NORTH GOLDEN GATE AND CORKSCREW TO MOVE FROM THE IMMOKALEE EXCHANGE INTO THE NAPLES EXCHANGE.

AGENDA: SEPTEMBER 16, 1996 - REGULAR AGENDA - FINAL ORDER - PARTIES MAY NOT PARTICIPATE

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: I:\PSC\CMU\WP ~~XXXXXXXXXX~~

CASE BACKGROUND

- By Proposed Agency Action Order No. PSC-96-0794-FOF-TL, issued June 19, 1996, the Commission ordered a ballot of the customers of North Golden Gate and the Corkscrew areas to determine whether they are in favor of moving the boundary from the Immokalee exchange to the Naples exchange, at the rates and with the additives listed in Table A. The Order further stated that in order for the ballot to pass, at least 50 percent of those balloted must respond, and of those responding, at least 60 percent must favor the boundary change.

TABLE A

ACCOUNT TYPE	NAPLES RATES (a)	IMMOKALEE RATES (b)	DIFFERENCE (a-b)	*ADDITIVE	TOTAL INCREASE	NEW MONTHLY RATE
B-1	\$ 8.73	\$ 6.47	\$ 2.26	\$ 1.68	\$ 3.94	\$10.41
B-1	\$20.37	\$15.20	\$ 5.17	\$ 1.68	\$ 6.85	\$22.05

*Additive applies for a ten-year period

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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- On July 10, 1996, a timely protest was filed by Roberta Wooster.
- On July 24, 1996, a Motion to Dismiss Ms. Wooster's protest was filed by Sandra Glidden, the petitioner in this docket.
- On July 25, 1996, Ms. Wooster withdrew her protest.
- On July 26, 1996, it came to staff's attention that Mr. and Mrs. Getz had also filed a protest but with United instead of the Commission. Because United had faxed the protest to staff within the protest period, staff felt it was necessary to follow up on the protest.
- On August 7, 1996, the second protest was withdrawn.

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DISCUSSION OF ISSUES

ISSUE 1: Should Proposed Agency Action Order No. PSC-96-0794-POF-TL, issued June 19, 1996, be reinstated as a final order and the survey be ordered?

RECOMMENDATION: Yes. Proposed Agency Action Order No. PSC-96-0794-POF-TL should be reinstated as a final order, and United should conduct the survey within 45 days from the issue date of this final order. The ballot should include the amount of the additive, how long the additive will be applicable, change in rates, change in telephone number, and change in calling scope. The survey letter and ballot should be submitted to staff for review prior to distribution to United's customers.

In order for the survey to pass, at least 50 percent of those balloted must respond and, of those responding, at least 60 percent must favor the boundary change.

STAFF ANALYSIS: Since Proposed Agency Action Order No. PSC-96-0794-POF-TL was issued on June 19, 1996, a timely protest was filed with the Commission. As a result, the petitioner in this docket filed a Motion to Dismiss the protest. Subsequently, the protest was withdrawn. A second protest, which was sent directly to United instead of the Commission, was also subsequently withdrawn.

Because there are no protests pending and the Motion to Dismiss is moot, staff recommends that Order No. PSC-96-0794-POF-TL be reinstated, and United should conduct the survey within 45 days from the issue date of this final order. The ballot should include the amount of the additive, how long the additive will be applicable, change in rates, change in telephone number, and change in calling scope. The survey letter and ballot should be submitted to staff for review prior to distribution to United's customers.

In order for the survey to pass, at least 50 percent of those balloted must respond and, of those responding, at least 60 percent must favor the boundary change.

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: No. If Issue 1 is approved, this docket should remain open pending the outcome of the subscriber survey.

STAFF ANALYSIS: No. If Issue 1 is approved, this docket should remain open pending the outcome of the subscriber survey.