

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition of NYNEX)
Long Distance Company)
Waiver of Customer Deposit)
Bond Requirement)

DOCKET NO. 961165-TT

FILED: 09/25/96

PETITION FOR WAIVER OF CUSTOMER DEPOSIT BOND

Petitioner, NYNEX Long Distance Company ("NYNEX"), pursuant to Rules 25-22.036 and 25-24.490(2), Florida Administrative Code, hereby petitions the Commission for a waiver of the customer deposit bond. In support, NYNEX states:

1. The exact name of Petitioner and the address of its principal business office is:

NYNEX Long Distance Company
200 Park Avenue
17th Floor
New York, New York 10166
(212) 983-2020 (phone)
(212) 983-2080 (fax)

2. All notices, pleadings, and orders should be directed to:

Marsha E. Rule
Wiggins & Villacorta, P.A.
Post Office Drawer 1657
Tallahassee, Florida 32302
(904) 222-1534 (phone)
(904) 222-1689 (fax)

3. NYNEX is the holder of IXC Certificate No. 4714.

4. At times NYNEX may collect cash deposits or advance payments for more than one month of service to assure payment from customers who have not established credit. This practice is specifically permitted by Rule 25-24.490(2), Florida Administrative Code, which allows interexchange companies to collect cash deposits

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- APP _____
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- CTR _____
- EAG _____
- LEG _____
- LIN _____
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- WAS _____
- OTH _____

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under bond as a condition of service. The rule also allows the Commission to waive the bond requirement:

(2) An interexchange company may require a deposit as a condition of service and may collect advance payments for more than one month of service if it maintains on file with the Commission a bond covering its current balance of deposits and advance payments (for more than one month's service). A company may apply to the Commission for a waiver of the bond requirement by demonstrating that it possesses the financial resources and income to provide assurance of continued operation under its certificate over the long term.

5. NYNEX is a wholly owned subsidiary of NYNEX Worldwide Services Group, Inc., a Delaware corporation whose principal business is worldwide communications operations. This company, in turn, is a wholly owned subsidiary of the NYNEX Corporation, a Delaware corporation whose principal operating subsidiaries provide local exchange telecommunications in the New York and New England areas.

Neither NYNEX nor NYNEX Worldwide Services Group have audited financial statements. NYNEX Corporation, however, does have such audited financials. As shown in its Form 10-Q 1996 consolidated statements of income and retained earnings, NYNEX Corporation is extremely stable financially, with total first quarter 1996 operating revenues of \$3,254,000,000 and net income of \$344,800,000. A copy of NYNEX Corporation's 1995 Annual Report and Forms 10-K and 10-Q were provided with its recent IXC application.

6. Because NYNEX is a wholly owned subsidiary of NYNEX Corporation, the Commission can be assured of its economic viability. As a \$13.7 billion corporation, NYNEX Corporation

possesses the financial resources and income as well as the corporate commitment to provide continuous telecommunications services in the state of Florida pursuant to Certificate No. 4714. NYNEX can, from time to time, as and when needed, request from NYNEX Corporation such financial support as may be required to meet its obligations within the state of Florida.

WHEREFORE, NYNEX respectfully requests the Commission to waive the bond requirement of Rule 25-24.490(2), Florida Administrative Code, and allowing NYNEX Long Distance Company to collect customer deposits without bond.

Respectfully submitted this 25TH day of September, 1996.

Marsha E. Rule
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and

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