

961149-TZ

ORIGINAL FILE COPY

WorldCom, Inc. - P.O. BOX 23397 - JACKSON, MS 39225-3397 DATE: 4/29/97

CHECK NO: 897924

INVOICE DATE	INVOICE NUMBER	DESCRIPTION	INVOICE AMOUNT	PAYMENT
3/18/97		DCCKE1	5,000.00	5,000.00

DEPOSIT DATE  
**D516** MAY 05 1997

VENDOR NO: 55366 CHECK AMOUNT: 85,000.00



P.O. BOX 23397 • PH (601) 368-8000  
 JACKSON, MS 39225-3397

FIRST UNION NATIONAL  
 JACKSONVILLE OFFICE  
 P. O. BOX 2080  
 JACKSONVILLE, FLORIDA 32231

897924

FIVE THOUSAND AND 00 /100TH

DOLLARS

DATE: 4/29/97 AMOUNT: 4000000005,000.00

STATE OF FLORIDA PUBLIC  
 SERVICE COMMISSION GENERAL  
 REVENUE FUND  
 2540 SHUMARD CAK BLVD  
 TALLAHASSEE FL 32395

VOID AFTER 90 DAYS  
 WorldCom, Inc.

  
 AUTHORIZED SIGNATURE

PAY TO THE ORDER OF:  
 CHECK  
 AFA  
 APP

CAF \_\_\_\_\_  
 CMU \_\_\_\_\_  
 CTR \_\_\_\_\_  
 EAG \_\_\_\_\_  
 LBS \_\_\_\_\_  
 LIN \_\_\_\_\_  
 QPC \_\_\_\_\_  
 RCH \_\_\_\_\_  
 SGT \_\_\_\_\_  
 WLS \_\_\_\_\_  
 YTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

04415 MAY-95

FPSC RECORDS/REPORTING

In an effort to remedy the overcharging, WilTel filed an amended tariff, which included the thirty-five cent surcharge on casual calls. See Attachment B. The company later voluntarily suspended the surcharge until October 1, 1996, in lieu of issuing direct refunds to the customers who were overcharged. The company believed that the waiver of the surcharge was an expeditious method of correcting the problem, and would adequately compensate the overcharged users.

The overcharges resulted in revenues of \$132,788.60 for WilTel. The company estimated that the suspension of the surcharge resulted in loss revenues of \$93,256.06, during the period of June 16, 1996, and September 22, 1996, and that this amount would have increased to \$143,558.46 by November 14, 1996. WilTel, however, did not provide us with the actual amount of revenues it forfeited during the entire suspension period.

WilTel's overcharging of casual callers is a violation of Rule 25-24.48591(i), Florida Administrative Code. In lieu of a show cause proceeding to show why the company should not be fined for rule violation, WilTel offered to pay \$5,000 into the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes. See Attachment C.

Upon review, we find that WilTel's proposed offer to pay \$5,000 into the State General Revenue Fund within 30 days from the date this Order becomes final is appropriate and reasonable. We also find that WilTel's method of compensating overcharged users by suspending the surcharge from June 16, 1996 to September 22, 1996 is reasonable under these circumstances. Although we prefer direct refunds to overcharged customers, we will approve this method in this case because WilTel maintained that its failure to file the tariff was due to an oversight; the surcharge did not cause WilTel to exceed any statutory rate caps; the surcharge became legitimate once WilTel filed the appropriate tariff; and, the customers who were affected by the surcharge had voluntarily selected WilTel as their carrier.

Additionally, we will require WilTel to furnish us with a detailed written report outlining the exact amount of revenues foregone during the suspension period. WilTel shall file the report within 30 days from the date this Order becomes final.

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Based on the foregoing it is,

ORDERED by the Florida Public Service Commission that WilTel Network Services, Inc. shall pay the sum of \$5,000 to the Commission to be deposited in the State General Revenue Fund pursuant to Section 364.285(1), Florida Statutes, within thirty days of the date this Order becomes final. It is further

ORDERED that WorldCom Network Services, Inc. d/b/a WilTel Network Services, Inc. shall provide the Commission with a detailed, written report which outlines the exact sum of its foregone revenues during the period of June 16, 1996, and November 14, 1996, within thirty days of the date this Order becomes final. It is further

ORDERED that this docket shall be closed upon remittance of the \$5,000 contribution by WilTel and receipt by the Commission of the detailed written report.

By ORDER of the Florida Public Service Commission, this 8th day of April, 1997.

BLANCA S. BAYO, Director  
Division of Records and Reporting

by: /s/ Kay Flynn  
Chief, Bureau of Records

This is a facsimile copy. A signed copy of the order may be obtained by calling 1-904-413-6770.

( S E A L )

SOME (OR ALL) ATTACHMENT PAGES ARE NOT ON ELECTRONIC DOCUMENT.

MES