

MAHONEY ADAMS & CRISER, P.A.
3400 BARNETT CENTER - 50 NORTH LAURA STREET
POST OFFICE BOX 4099
JACKSONVILLE, FLORIDA 32201
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ORIGINAL
FILE COPY

WILLIAM W. DEEM

EMMET LINE
(904) 798-2615

June 24, 1997

Mr. Sid J. White
Clerk of the Court
Supreme Court of Florida
500 South Duval Street
Tallahassee, FL 32399

951354-TL

Re: *BellSouth Telecommunications, Inc. v. Julia L. Johnson, etc., et al.*; Florida Supreme Court; Case No. 90,671

Dear Mr. White:

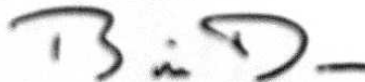
I represent BellSouth Telecommunications, Inc. in the referenced appeal. I am writing with respect to a potential discrepancy in the filing date for BellSouth's Notice of Appeal.

I enclose a copy of your office's proforma notification of receipt of the Notice of Appeal. It shows a filing date of May 30, 1997. According to our records, however, this is not accurate. We believe the Notice of Appeal was filed with your office on May 27, 1997.

BellSouth's Notice was forwarded to your office and to the Florida Public Service Commission under cover letter dated May 22, 1997. I enclose a copy of that letter, along with the return receipts showing receipt on May 27 by your office and by the Florida PSC's Division of Records and Reporting. I also enclose a copy of the Notice of Appeal itself, which your office stamped as filed on May 27. Finally, I enclose the PSC's acknowledgment of filing on May 27. Accordingly, it would seem clear that BellSouth's Notice of Appeal was filed with your office on May 27 rather than on May 30, as indicated by your most recent notification.

Since the difference between filing on May 27 and filing on May 30 could be jurisdictional, I would appreciate your acknowledgment that BellSouth's Notice was in fact filed on May 27. If you have any questions or comments, please feel free to call.

Very truly yours,



William W. Deem

ACK _____
NFA _____
APP 1 _____
CAF _____
CMU 1 _____
CTR _____
EAG _____
LEG _____
LIN 5 _____
OPC _____
RCH _____
SEC 1 WWD/sjd
WAS _____
OTH _____

Encls.

DOCUMENT NUMBER-DATE

06446 JUN 26 5

FPSC-RECORDS/REPORTING

Mr. Sid J. White

June 24, 1997

Page 2

**cc: Hon. Blanca S. Bayo
Ms. Martha Carter Brown
Mr. John P. Foss
Mr. Ken N. Waters
Ms. Beverly Menard
Mr. F. Ben Poag**

SID J. WHITE, CLERK
Supreme Court of Florida
800 SOUTH DUVAL STREET
TALLAHASSEE 32300-1977
(904) 488-0188

Mr. William W. Deen
Mahoney, Adams & Criser, P.A.
P.O. Box 4099
Jacksonville, Florida 32201
llllllllllllllllllllll

6/17/97 filed May 30, 1997

RE: BELLSOUTH TELECOMMUNICATIONS
INC.

V.
JULIA L. JOHNSON, etc.,
et al.

CASE NO. 90,671
(Docket No. 951-354-TL)

I have this date received the below-listed pleadings or documents:

Notice of Appeal

Please make reference to the case number in all correspondence and pleadings.

Most cordially,



Clerk, Supreme Court

**ALL PLEADINGS SIGNED BY
AN ATTORNEY MUST INCLUDE
THE ATTORNEY'S FLORIDA
BAR NUMBER.**

SJW/bhp

cc: Hon. Blanca S. Bayo
Ms. Martha Carter Brown
Mr. John P. Fons
Ms. Nancy H. Sims
Mr. Ken N. Waters
Ms. Beverly Menard
Mr. F. Ben Poag

COPY

MAHONEY ADAMS & CRIBER, P.A.
3400 BARNETT CENTER - 80 NORTH LAURA STREET
POST OFFICE BOX 4088
JACKSONVILLE, FLORIDA 32201
(904) 354-1100 • TELEFAX (904) 755-2555

WILLIAM W. DEEM

DIRECT LINE
(904) 755-2555

May 22, 1997

**Via Certified Mail
Return Receipt Requested**

Mrs. Blanca S. Bayo
Division of Records and Reporting
Florida Public Service Commission
Betty Easley Conf. Center, Room 110
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

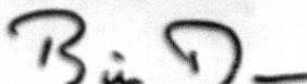
Mr. Sid J. White
Clerk of the Court
Supreme Court of Florida
500 South Duval Street
Tallahassee, FL 32399

Re: *In re: Notice of election of price regulation by BellSouth
Telecommunications, Inc.; Florida Public Service Commission;
Docket No. 951354-TL.*

Dear Mrs. Bayo and Mr. White:

Pursuant to Rule 9.110(g) of the Florida Rules of Appellate Procedure, I enclose BellSouth Telecommunications' Notice of Appeal from Order Number PSC-97-0488-FOF-TL in the referenced docket. I have also enclosed a copy of the Notice for each of you, along with a stamped return envelope. I would appreciate your returning the copy stamped "filed". Finally, I have enclosed (to Mr. White) our Firm's check in the amount of \$250.00 as BellSouth's filing fee.

Very truly yours,


William W. Deem

WWD/sjd
enclosures

COPY

2 082 918 633



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	
Mr. Sid J. White	
Clerk of the Court	
Supreme Court of Florida	
500 South Duval Street	
Tallahassee, FL 32399	
Carrier fee	
Special Delivery fee	
Restricted Delivery fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Date and Address	
PS Form 3800, March 1993	
Postmark	

Ret. to Sherry Dye



<p>RECIPIENT:</p> <ul style="list-style-type: none"> • Complete items 1 and/or 2 for additional services. • Complete items 3, and 4a & b. • Print your name and address on the reverse of this form so that we can return this card to you. • Attach this form to the front of the mailpiece, or on the back if space does not permit. • Write "Return Receipt Requested" on the mailpiece below the article number. • The Return Receipt will show to whom the article was delivered and the date delivered. 		<p>I also wish to receive the following services (for an extra fee):</p> <p>1. <input type="checkbox"/> Addressee's Address</p> <p>2. <input type="checkbox"/> Restricted Delivery</p> <p>Consult postmaster for fee.</p>	
<p>3. Article Addressed to:</p> <p>Mr. Sid J. White Clerk of the Court Supreme Court of Florida 500 South Duval Street Tallahassee, FL 32399</p>		<p>4a. Article Number</p> <p>2 082 918 633</p>	
<p>4b. Service Type</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Insured</p> <p><input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD</p> <p><input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise</p>		<p>7. Date of Delivery</p> <p>MAY 27 1997</p>	
<p>5. Signature (Addressee)</p> <p><i>[Signature]</i></p>		<p>6. Addressee's Address (Only if requested and fee is paid)</p>	
<p>6. Signature (Agent)</p> <p><i>[Signature]</i></p>			
<p>PS Form 3811, December 1991</p>		<p>U.S. GPO 1993-000-714</p>	
<p>DOMESTIC RETURN RECEIPT</p>			

Thank you for using Return Receipt Service.

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Z 082 918 632



Receipt for Certified Mail

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Mrs. Blanca S. Bayo	
FLA. Public Srv. Comm.	
2540 Shumard Oak Blvd.	
Tallahassee, FL 32399-0850	
Postage	0
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt (Form 3800) to Addressee (RM)	
Return Receipt (Form 3800) to Other Addressee	
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Ret. to Sherry Dye

PS Form 3800, March 1993



SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
Mrs. Blanca S. Bayo
Division of Records and Reporting
Florida Public Service Commission
Betty Easley Conf. Center, Rm. 110
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

4a. Article Number:
Z 082 918 632

4b. Service Type
 Registered Insured
 Certified COO
 Express Mail Return Receipt for Merchandise

7. Date of Delivery:
MAY 27 1997

5. Signatory (Addressed):
Albert Jones

6. Signature (Agent):
Albert Jones

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 U.S. GPO 1992-000-714 DOMESTIC RETURN RECEIPT

Is your RETURN ADDRESS completed on the reverse side?

Thank you for using Return Receipt Service.

COPY

BEFORE THE FLORIDA
PUBLIC SERVICE COMMISSION

In re: Notice of election of)
price regulation by BellSouth)
Telecommunications, Inc.)

Docket No. 951-354-TL

BELLSOUTH TELECOMMUNICATIONS,)
INC., a Georgia corporation,)

appellant,)

v.)

THE FLORIDA PUBLIC SERVICE)
COMMISSION,)

appellee.)

FILED

SID J. WHITE

MAY 27 1997

CLERK, SUPREME COURT

By _____
Chief Deputy Clerk

NOTICE OF APPEAL

NOTICE IS GIVEN that BellSouth Telecommunications, Inc. ("BST"), which had filed tariffs for rate regroupings in the proceeding below, appeals to the Florida Supreme Court that certain Order of the Public Service Commission rendered on April 28, 1997, and designated as Order PSC-97-0488-POF-TL. A copy of the Order is attached. The nature of the Order is a final order of the Public Service Commission prohibiting BST from regrouping subsequent to the effective date of its elected price regulation, and directing BellSouth to reduce rates to the Jensen Beach, West Palm Beach and Holley-Navarre exchanges.

COPY

COPY

DATED this 22nd day of May, 1997.

MAHONEY ADAMS & CRISER, P.A.

By: William W. Deen
William W. Deen
Florida Bar No. 512834
3300 Barnett Center
Post Office Box 4099
Jacksonville, FL 32201-4099
(904) 354-1100
(fax) 798-2697

COUNSEL FOR BELLSOUTH
TELECOMMUNICATIONS, INC.

Certificate of Service

I certify that a copy of the foregoing was furnished by U. S. Mail to the following on this 23-day of May, 1997:

Martha Carter Brown, Esq.
Florida Public Service Commission
2540 Shumard Oak Boulevard
Gerald L. Gunter Building
Tallahassee, FL 32399-0850

John P. Fons, Esq.
Ausley & McMullen
227 S. Calhoun Street
P. O. Box 391
Tallahassee, FL 32302

Ben Poag, Esq.
Sprint/Centel Telephone
P. O. Box 2214
Tallahassee, FL 32316

Beverly V. Menard, Esq.
Ken N. Waters, Esq.
106 East College
Suite 1440
Tallahassee, FL 32301

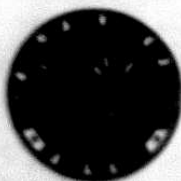
Ms. Nancy H. Sims
BellSouth Telecommunications
150 S. Monroe Street
Suite 400
Tallahassee, FL 32301

William D. -
Attorney

BELL SOUTH / RECORDS

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
SUSAN F. CLARK
J. TERRY DEASON
JOE GARCIA
DIANE K. KIESLING



Division of Records & Reporting
BLANCA S. BAYO
DIRECTOR
(904) 413-6770

Public Service Commission

May 28, 1997

Sid J. White, Clerk
Supreme Court of Florida
Supreme Court Building
Tallahassee, Florida 32301

Re: Docket No. 951354-TL - BellSouth Telecommunications, Inc. vs. Florida Public Service Commission

Dear Mr. White:

Enclosed is a certified copy of a Notice of Appeal of Order No. PSC-97-0488-FOF-TL. The notice was filed on behalf of BellSouth Telecommunications, Inc. on May 27, 1997.

It is our understanding that the index of record is due to be served on the parties on or before July 16, 1997.

Sincerely,

Kay Flynn, Chief
Bureau of Records

Enclosure

cc: William W. Deem
David Smith, Director of Appeals
Other Parties of Record

COPY