



# Public Service Commission

29

## -M-E-M-O-R-A-N-D-U-M-

DATE: SEPTEMBER 25, 1997  
 TO: CHAIRMAN JULIA L. JOHNSON  
 FROM: DIVISION OF LEGAL SERVICES (CULPEPPER) *Arj*  
 DIVISION OF COMMUNICATIONS (ISLER, C. LEWIS) *meb*  
 RE: DOCKET NO. 961458-TI - INITIATION OF SHOW CAUSE PROCEEDINGS *Ch*  
 AGAINST COMBINED COMPANIES, INC. FOR VIOLATION OF RULES -  
 REQUEST FOR EXTENSION FOR FILING RECOMMENDATION

Staff requests an extension to file a recommendation in this docket until Monday, September 29, 1997. This is a show cause docket in which the company, Combined Companies, Inc. (CCI) requested a hearing in response to the Commission's original Order to Show Cause, Order No. PSC-97-0179-FOF-TI. Staff has been working with the company for the past few months, and as a result, CCI submitted a settlement offer on July 30. The settlement proposed by CCI incorporates portions of a separate settlement the company has reached with AT&T. AT&T has confirmed CCI's statements in the settlement proposal. Staff was prepared to file a recommendation today, wherein staff would recommend approval of the settlement proposal. On final review, however, staff realized that while both CCI and AT&T agreed on the manner in which customers would be made whole, neither had included a means to inform the customers as to how to proceed. In addition, staff found a slight discrepancy in certain numbers that should be contained in the recommendation.

In order to try to quickly resolve these problems, staff has contacted attorneys for both CCI and AT&T. Staff has encouraged CCI's counsel to seek approval from his client to add certain provisions to the settlement proposal. Staff believes that the company will agree to add these provisions. Staff has, however, run into a timing problem. Counsel for CCI is an attorney in private practice, and he does not have ready access to his client to relate staff's concerns. CCI's attorney has indicated that he will act quickly to try to resolve this matter, but because this is the assigned filing date for this recommendation, staff believes that an extension until Monday will be necessary.

Furthermore, staff notes that its recommendation on this proposed settlement agreement must be filed for the October 7 Agenda Conference because the Prehearing for this docket is currently scheduled for October 8, and the hearing is set for October 14. Staff hopes to have this agreement presented before the hearing dates in the believe that the hearing will no longer be necessary.

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- EG \_\_\_\_\_
- IN \_\_\_\_\_
- YPC \_\_\_\_\_
- ICH \_\_\_\_\_
- EC  BC:bc
- VAS \_\_\_\_\_ cc: Division of Communications
- ITH \_\_\_\_\_

*D.N.*  
*Chad JO*

*I support staff request.*  
 DOCUMENT NUMBER DATE  
 99904 SEP 26 5