

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 000028-TL Date Docketed: 01/10/2000 Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which requires provision of basic telecommunications service to certain locations and persons.
 Company: BellSouth Telecommunications, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: ADM AFA APP CAF (CMU) EAG GCL LEG RAR PAI WAW
 ("(")" indicates OPR) _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule

Program/Module B7(b)

Staff Assignments

OPR Staff M Watts

Staff Counsel T Vaccaro

OCRs () _____

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Due Dates	
Previous	Current
WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770 Current CASR revision level	
0	
1. FAW Notice Filed	NONE 01/19/2000
2. Comments Due	NONE 02/14/2000
3. Staff Recommendation	NONE 03/16/2000
4. Agenda - Regular	NONE 03/28/2000
5. Statutory Deadline	NONE 04/10/2000
6. PAA Order - Automatic Closing	NONE 04/17/2000
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Recommended assignments for hearing and/or deciding this case:
 Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with RAR: 01/25/2000

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes Assignments are as follows:

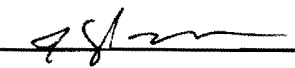
- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	GR	DS	CL	JN	JC		
X							

- Prehearing Officer

Commissioners					ADM
GR	DS	CL	JN	JC	
					X

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: 
 Date: 01/25/2000

Case Assignment and Scheduling Record

Section 1 - Division of Records and Report (RAR) Completes

Docket No. 000028-TL Date Docketed: 01/10/2000 Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.
 Company: BellSouth Telecommunications, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: ADM AFA APP CAF (CMP) CMU EAG ECR GCL LEG PAI RAR RGO SER WAW
 ("(")" indicates OPR) _____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B7(b)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

Staff Assignments	
OPR Staff	<u>M Watts</u>
Staff Counsel	<u>T Vaccaro</u>
OCRs ()	
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	Due Dates	
	Previous	Current
1. Issue Identification	NONE	09/21/2000
2. Order Establishing Procedure	NONE	10/03/2000
3. Direct Testimony and Exhibits	NONE	12/04/2000
4. Rebuttal Testimony and Exhibits	NONE	01/19/2001
5. Prehearing Statements	NONE	02/07/2001
6. Notice of Prehearing and Hearing	NONE	02/07/2001
7. Prehearing	NONE	02/21/2001
8. Transcripts Due	NONE	02/23/2001
9. Hearing	NONE	03/08/2001
10. Transcripts Due	NONE	03/15/2001
11. Briefs Due	NONE	03/29/2001
12. Staff Recommendation	NONE	05/17/2001
13. Agenda	NONE	05/29/2001
14. Standard Order	NONE	06/18/2001
15. Close Docket or Revise CASR	NONE	08/01/2001
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Recommended assignments for hearing and/or deciding this case:
 Full Commission _____ Commission Panel X
 Hearing Examiner _____ Staff _____
 Date filed with RAR: 06/29/2000
 Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

CSRA

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	DS	CL	JC	JB	NC		
	X	X		X			

- Prehearing Officer

Commissioners					ADM
DS	CL	JC	JB	NC	
	X				

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: RFam

Date: 06/29/2000

Case Scheduling/Rescheduling Advice

Last Revised 06/21/2000 at 16:25

Page 1 of 1

Printed on 06/26/2000 at 17:07

To:

<input checked="" type="checkbox"/> Commissioner Deason	<input checked="" type="checkbox"/> Deputy Executive Director/Tech	<input type="checkbox"/> Safety & Electric Reliability Director
<input checked="" type="checkbox"/> Commissioner Clark	<input checked="" type="checkbox"/> Appeals Director	<input checked="" type="checkbox"/> Records & Reporting Director
<input type="checkbox"/> Commissioner Jacobs	<input checked="" type="checkbox"/> Legal Director	<input checked="" type="checkbox"/> PAI Director
<input checked="" type="checkbox"/> Commissioner Jaber	<input type="checkbox"/> Economic Regulation Director	<input type="checkbox"/> Regulatory Oversight Director
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Competitive Services Director	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Consumer Affairs Director	<input checked="" type="checkbox"/> Staff Contact - Tim Vaccaro

From: Office of Chairman Joe Garcia

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		02/21/2001	Tallahassee, Room 152	1:30 PM - 5:00 PM
Hearing		03/08/2001	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Current Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JC	JB		

Commissioners						Hearing Exam.	Staff
ALL	GR	DS	CL	JC	JB		
		X	X		X		

Prehearing Officer

Commissioners					
GR	DS	CL	JC	JB	ADM

Commissioners					
GR	DS	CL	JC	JB	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:



Case Scheduling/Rescheduling Advice

Last Revised 07/20/2000 at 09:50

Page 1 of 1

Printed on 07/20/2000 at 12:48

To:

<input type="checkbox"/> Commissioner Jacobs <input checked="" type="checkbox"/> Commissioner Jaber <input type="checkbox"/> New Commissioner <input checked="" type="checkbox"/> New Commissioner-SC <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Tech <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input type="checkbox"/> Economic Regulation Director <input checked="" type="checkbox"/> Competitive Services Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Safety & Electric Reliability Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input type="checkbox"/> Regulatory Oversight Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Tim Vaccaro
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From: Office of Chairman Terry Deason

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time

2. Hearing/Prehearing Assignment Information

Hearing Officers

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	NC	SC		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	NC	SC		
		X		X	X		

Prehearing Officer

Commissioners					
DS	JC	JB	NC	SC	ADM

Commissioners					
DS	JC	JB	NC	SC	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: New Commissioner SC replaced Com. Clark. PH - 2/21/01. H - 3/8/01.

Case Scheduling/Rescheduling Advice

Last Revised 07/21/2000 at 09:49

Page 1 of 1

Printed on 07/21/2000 at 16:44

To:

<input type="checkbox"/> Commissioner Jacobs	<input checked="" type="checkbox"/> Deputy Executive Director/Tech	<input type="checkbox"/> Safety & Electric Reliability Director
<input checked="" type="checkbox"/> Commissioner Jaber	<input checked="" type="checkbox"/> Appeals Director	<input checked="" type="checkbox"/> Records & Reporting Director
<input type="checkbox"/> New Commissioner	<input checked="" type="checkbox"/> Legal Director	<input checked="" type="checkbox"/> PAI Director
<input checked="" type="checkbox"/> New Commissioner-SC	<input type="checkbox"/> Economic Regulation Director	<input type="checkbox"/> Regulatory Oversight Director
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Competitive Services Director	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Consumer Affairs Director	<input checked="" type="checkbox"/> Staff Contact - Tim Vaccaro

From: Office of Chairman Terry Deason

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	02/21/2001	03/15/2001	Tallahassee, Room 152	1:30 PM - 5:00 PM
Hearing	03/08/2001	03/29/2001	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	NC	SC		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	NC	SC		
		X		X	X		

Prehearing Officer

Commissioners					
DS	JC	JB	NC	SC	ADM

Commissioners					
DS	JC	JB	NC	SC	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: New Commissioner SC replaced Com. Clark. PH/H date changed.

Case Scheduling/Rescheduling Advice

Last Revised 11/16/2000 at 09:26

Page 1 of 1

Printed on 11/17/2000 at 15:33

To: Commissioner Jacobs Deputy Executive Director/Tech Safety & Electric Reliability Director
 Commissioner Jaber Appeals Director Records & Reporting Director
 Commissioner Baez Legal Director PAI Director
 New Commissioner-SC Economic Regulation Director Regulatory Oversight Director
 Executive Director Competitive Services Director Court Reporter
 Public Information Officer Consumer Affairs Director Staff Contact - Tim Vaccaro

From: Office of Chairman Terry Deason

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	03/15/2001	03/12/2001	Tallahassee, Room 152	8:00 AM - 9:30 AM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	BZ	SC		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	DS	JC	JB	BZ	SC		
	X		X		X		

Prehearing Officer

Commissioners					
DS	JC	JB	BZ	SC	ADM

Commissioners					
DS	JC	JB	BZ	SC	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

PH date/time changed. H-3/29/01.

Case Assignment and Scheduling Record

Section 1 - Division of Records and Reports (RAR) Completes

Docket No. 000028-TL Date Docketed: 01/10/2000 Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.
 Company: BellSouth Telecommunications, Inc.

Official Filing Date: _____ Expiration: _____
 Last Day to Suspend: _____

Referred to: ADM AFA APP CAF (CMP) CMU EAG ECR GCL LEG PAI RAR RGO SER WAW
 ("()") indicates OPR _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule

Program/Module B7(b)

Staff Assignments

<u>OPR Staff</u>	<u>M Watts</u>
<u>Staff Counsel</u>	<u>T Vaccaro</u>
<u>OCRs</u> ()	
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WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.

IT IS TENTATIVE AND SUBJECT TO REVISION.

FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

5

Due Dates

	Previous	Current
1. Order Establishing Procedure	10/03/2000	11/22/2000
2. Direct Testimony and Exhibits	12/04/2000	01/10/2001
3. Rebuttal Testimony and Exhibits	02/21/2001	02/21/2001
4. Prehearing Statements	02/07/2001	02/28/2001
5. Notice of Prehearing and Hearing	02/07/2001	02/28/2001
6. Prehearing	03/15/2001	03/12/2001
7. Transcripts Due	02/23/2001	03/19/2001
8. Hearing	03/08/2001	03/29/2001
9. Transcripts Due	03/15/2001	04/05/2001
10. Briefs Due	03/29/2001	04/19/2001
11. Staff Recommendation	05/17/2001	06/07/2001
12. Agenda	05/29/2001	06/19/2001
13. Standard Order	06/18/2001	07/09/2001
14. Close Docket or Revise CASR	08/01/2001	08/09/2001
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Recommended assignments for hearing
 and/or deciding this case:

Full Commission _____ Commission Panel X
 Hearing Examiner _____ Staff _____

Date filed with RAR: 07/27/2000

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

CSRA

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	DS	JC	JB	BZ	XX		
	X		X		X		

- Prehearing Officer

Commissioners					ADM
DS	JC	JB	BZ	XX	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: JD/sm

Date: 11/17/2000

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Case Scheduling/Rescheduling Advice

Last Revised 01/29/2001 at 10:16

Page 1 of 1

Printed on 01/30/2001 at 17:04

To:

<input checked="" type="checkbox"/> Commissioner Deason	<input checked="" type="checkbox"/> Deputy Executive Director/Tech	<input type="checkbox"/> Safety & Electric Reliability Director
<input checked="" type="checkbox"/> Commissioner Jaber	<input checked="" type="checkbox"/> Appeals Director	<input checked="" type="checkbox"/> Records & Reporting Director
<input checked="" type="checkbox"/> Commissioner Baez	<input checked="" type="checkbox"/> Legal Director	<input checked="" type="checkbox"/> PAI Director
<input checked="" type="checkbox"/> Commissioner Palecki	<input type="checkbox"/> Economic Regulation Director	<input type="checkbox"/> Regulatory Oversight Director
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Competitive Services Director	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Consumer Affairs Director	<input checked="" type="checkbox"/> Staff Contact - Tim Vaccaro

From: Office of Chairman E. Leon Jacobs

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference	03/15/2001	03/12/2001	Tallahassee, Room 152	9:30 AM - 1:02 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
			X	X	X		

Prehearing Officer

Commissioners					
JC	DS	JB	BZ	PL	ADM

Commissioners					
JC	DS	JB	BZ	PL	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

PH time changed.

Case Scheduling/Rescheduling Advice

Last Revised 03/15/2001 at 09:39

Page 1 of 1

Printed on 03/19/2001 at 14:35

To:

<input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Jaber <input type="checkbox"/> Commissioner Baez <input checked="" type="checkbox"/> Commissioner Palecki <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Tech <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input type="checkbox"/> Economic Regulation Director <input checked="" type="checkbox"/> Competitive Services Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Safety & Electric Reliability Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input type="checkbox"/> Regulatory Oversight Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Tim Vaccaro
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From: Office of Chairman E. Leon Jacobs

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Hearing	03/29/2001	05/21/2001	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Current Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

Prehearing Officer

Commissioners					
JC	DS	JB	BZ	PL	ADM

Commissioners					
JC	DS	JB	BZ	PL	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:



Case Assignment and Scheduling Record

Section 1 - Division of Records and Reporting (RAR) Completes

Docket No. 000028-TL Date Docketed: 01/10/2000 Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.
 Company: BellSouth Telecommunications, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: _____ ADM AFA APP CAF (CMP) CMU EAG ECR GCL LEG PAI RAR RGO SER WAW
 ("()") indicates OPR) _____ X _____ _____ _____ X _____ _____

Section 2 - OPR Completes and returns to RAR in 10 workdays.

Time Schedule

Program/Module B7(b)

Staff Assignments

<u>OPR Staff</u>	<u>M Watts</u>	_____

<u>Staff Counsel</u>	<u>T Vaccaro</u>	_____
<u>OCRs ()</u>		_____

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WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

6

Due Dates

Previous Current

1. Hearing	03/29/2001	05/21/2001
2. Transcripts Due	04/05/2001	05/29/2001
3. Briefs Due	04/19/2001	06/12/2001
4. Staff Recommendation	06/07/2001	07/26/2001
5. Agenda	06/19/2001	08/07/2001
6. Standard Order	07/09/2001	08/27/2001
7. Close Docket or Revise CASR	08/09/2001	09/27/2001
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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel X
 Hearing Examiner _____ Staff _____

Date filed with RAR: 03/22/2001

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

CSRA

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature]

Date: 03/23/2001

Case Scheduling/Rescheduling Advice

Last Revised 04/06/2001 at 10:01

Page 1 of 1

Printed on 04/09/2001 at 09:48

To:

<input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Jaber <input type="checkbox"/> Commissioner Baez <input checked="" type="checkbox"/> Commissioner Palecki <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Tech <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input type="checkbox"/> Economic Regulation Director <input checked="" type="checkbox"/> Competitive Services Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Safety & Electric Reliability Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input type="checkbox"/> Regulatory Oversight Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Beth Keating
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From: Office of Chairman E. Leon Jacobs

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Hearing	05/21/2001	06/15/2001	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

Prehearing Officer

Commissioners					
JC	DS	JB	BZ	PL	ADM

Commissioners					
JC	DS	JB	BZ	PL	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: The prehearing was on 3/12/01.

Case Assignment and Scheduling Record

Section 1 - Division of Records and Report (RAR) Completes

Docket No. 000028-TL Date Docketed: 01/10/2000 Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

Company: BellSouth Telecommunications, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: ADM AFA APP CAF (CMP) CMU EAG ECR GCL LEG PAI RAR RGO SER WAW
 ("(") indicates OPR) _____ X _____ X _____

Section 2 - OPR Completes and returns to RAR in 10 workdays. Time Schedule

Program/Module B7(b)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

Staff Assignments

<u>OPR Staff</u>	<u>M Watts</u>
<u>Staff Counsel</u>	<u>P Christensen</u>

	Due Dates	
	Previous	Current
1. Hearing	05/21/2001	06/15/2001
2. Transcript of Hearing Due	05/29/2001	06/29/2001
3. Briefs Due	06/12/2001	07/13/2001
4. Staff Recommendation	07/26/2001	08/23/2001
5. Agenda	08/07/2001	09/04/2001
6. Standard Order	08/27/2001	09/24/2001
7. Close Docket or Revise CASR	09/27/2001	10/24/2001
8. _____		
9. _____		
10. _____		
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34. _____		
35. _____		
36. _____		
37. _____		
38. _____		
39. _____		
40. _____		

Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel X
 Hearing Examiner _____ Staff _____

Date filed with RAR: 05/14/2001

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

CSRA

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature]
 Date: 05/14/2001

Case Scheduling/Rescheduling Advice

Last Revised 06/13/2001 at 10:03

Page 1 of 1

Printed on 06/19/2001 at 16:04

To:

<input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Jaber <input type="checkbox"/> Commissioner Baez <input checked="" type="checkbox"/> Commissioner Palecki <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Tech <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input type="checkbox"/> Economic Regulation Director <input checked="" type="checkbox"/> Competitive Services Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Safety & Electric Reliability Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input type="checkbox"/> Regulatory Oversight Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Beth Keating
---	---	---

From: Office of Chairman E. Leon Jacobs

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Hearing	06/15/2001	Cancelled	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Current Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

Prehearing Officer

Commissioners						
JC	DS	JB	BZ	PL	ADM	

Commissioners						
JC	DS	JB	BZ	PL	ADM	
		X				

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

The prehearing was on 3/12/01.

Case Scheduling/Rescheduling Advice

Last Revised 07/23/2001 at 09:25

Page 1 of 1

Printed on 08/06/2001 at 17:08

To:

<input checked="" type="checkbox"/> Commissioner Deason	<input checked="" type="checkbox"/> Deputy Executive Director/Tech	<input type="checkbox"/> Safety & Electric Reliability Director
<input checked="" type="checkbox"/> Commissioner Jaber	<input checked="" type="checkbox"/> Appeals Director	<input checked="" type="checkbox"/> Records & Reporting Director
<input type="checkbox"/> Commissioner Baez	<input checked="" type="checkbox"/> Legal Director	<input checked="" type="checkbox"/> PAI Director
<input checked="" type="checkbox"/> Commissioner Palecki	<input type="checkbox"/> Economic Regulation Director	<input type="checkbox"/> Regulatory Oversight Director
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Competitive Services Director	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Consumer Affairs Director	<input checked="" type="checkbox"/> Staff Contact - Patricia Christensen

From: Office of Chairman E. Leon Jacobs

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Hearing		12/20/2001	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Hearing Officers

Former Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

Prehearing Officer

Commissioners						
JC	DS	JB	BZ	PL	ADM	

Commissioners						
JC	DS	JB	BZ	PL	ADM	
		X				

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

The prehearing was on 3/12/01.

Case Scheduling/Rescheduling Advice

Last Revised 08/15/2001 at 09:11

Page 1 of 1

Printed on 08/15/2001 at 10:07

To: <input checked="" type="checkbox"/> Commissioner Deason <input checked="" type="checkbox"/> Commissioner Jaber <input type="checkbox"/> Commissioner Baez <input checked="" type="checkbox"/> Commissioner Palecki <input checked="" type="checkbox"/> Executive Director <input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Deputy Executive Director/Tech <input checked="" type="checkbox"/> Appeals Director <input checked="" type="checkbox"/> Legal Director <input type="checkbox"/> Economic Regulation Director <input checked="" type="checkbox"/> Competitive Services Director <input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/> Safety & Electric Reliability Director <input checked="" type="checkbox"/> Records & Reporting Director <input checked="" type="checkbox"/> PAI Director <input type="checkbox"/> Regulatory Oversight Director <input checked="" type="checkbox"/> Court Reporter <input checked="" type="checkbox"/> Staff Contact - Patricia Christensen
--	---	---

From: Office of Chairman E. Leon Jacobs

Docket Number: 000028-TL

Docket Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Hearing	12/20/2001	02/04/2002	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Hearing Officers

Former Assignments						Hearing Exam.	Staff
Commissioners							
ALL	JC	DS	JB	BZ	PL		

Current Assignments

Current Assignments						Hearing Exam.	Staff
Commissioners							
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

Prehearing Officer

Former Assignments					
Commissioners					
JC	DS	JB	BZ	PL	ADM

Current Assignments					
Commissioners					
JC	DS	JB	BZ	PL	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks:

The prehearing was on 3/12/01.

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 000028-TL Date Docketed: 01/10/2000 Title: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.
 Company: BellSouth Telecommunications, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____ Expiration: _____

Referred to: APP CAF CCA (CMP) ECR GCL LEG PAI RGO SER
 ("() " indicates OPR) _____ X _____ X _____

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module B7(b)

Staff Assignments

OPR Staff M Watts

Staff Counsel P Christensen

OCRs () _____

() _____

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() _____

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**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level**

8

Due Dates

Previous Current

1.	Notice of Hearing	NONE	01/18/2002
2.	Hearing	NONE	02/04/2002
3.	Transcript of Hearing Due	NONE	02/18/2002
4.	Briefs Due	NONE	03/04/2002
5.	Staff Recommendation	NONE	04/18/2002
6.	Agenda	NONE	04/30/2002
7.	Standard Order	NONE	05/20/2002
8.	Close Docket or Revise CASR	NONE	06/20/2002
9.			
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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel X
 Hearing Examiner _____ Staff _____

Date filed with CCA: 08/30/2001

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

CSRA

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JC	DS	JB	BZ	PL		
		X	X		X		

- Prehearing Officer

Commissioners					ADM
JC	DS	JB	BZ	PL	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature]
 Date: 08/30/2001

STATE OF FLORIDA

Commissioners:
JOE GARCIA, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

January 12, 2000

Nancy B. White, General Counsel-Florida
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301

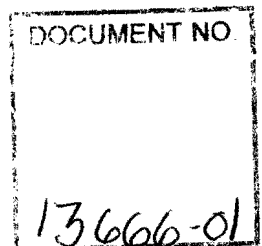
Re: Docket No. 000028-TL

Dear Ms. White:

This will acknowledge receipt of a petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-3.107, 25-4.108, and 25-4.113, F.A.C., requiring provision of basic telecommunications service to certain locations and persons, which was filed in this office on January 10, 2000 and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6078 or FAX (850) 413-6079.

Division of Records and Reporting
Florida Public Service Commission





Public Service Commission

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

RECEIVED-FPSC
JAN 21 PM 1:01
RECORDS AND REPORTING

DATE: January 19, 2000
TO: Division of Records and Reporting (Bayo)
FROM: Division of Telecommunications (D'Haeseleer) *BD*
RE: Docket No. 000028-TL, Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-3.107, 25-4.108, and 25-4.113, F.A.C., requiring provision of basic telecommunications service to certain locations and persons.

Telecommunications Division and Division of Legal Services staff members have a need to review confidential documents submitted to Records and Reporting by BellSouth Communications, Inc. on January 10, 2000. The documents consist of Exhibits A and B to the petition, which contain customer specific information and employee information. Staff authorized are: Melinda Watts, Tim Vaccaro, Ray Kennedy, Kelly Biegalski, and Beth Keating.

Approved by: Mary A. Bane

c: Kay Flynn

FPSC, CLK - CORRESPONDENCE
 Administrative Parties Consumer
 DOCUMENT NO. 13666-04
 DISTRIBUTION: _____

OK
MAB
1/21/99

RECEIVED
 JAN 21 2000
 DEPUTY EXECUTIVE DIRECTOR

MEMORANDUM

RECEIVED-FPSC

00 FEB -2 PM 1:57

February 1, 2000

RECORDS AND REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF APPEALS (VACCARO) *TV/dr*

RE: DOCKET NO. 000028-TL - PETITION BY BELLSOUTH TELECOMMUNICATIONS, INC. FOR WAIVER OF RULES 25-4.107, 25-4.108, AND 25-4.113, F.A.C., WHICH REQUIRES PROVISION OF BASIC TELECOMMUNICATIONS SERVICE TO CERTAIN LOCATIONS AND PERSONS.

0222 PCO

Attached is an ORDER AUTHORIZING QUALIFIED REPRESENTATIVE STATUS, to be issued in the above-referenced docket.

(Number of pages in order - 2)

TV/dr

Attachment

cc: Division of Communications (Watts)

I:\000028B.ALC

*1/27 ?
corrected ✓
Twin okd*

MUST GO TODAY

11

M E M O R A N D U M

February 1, 2000

✓ RECEIVED-FPSC

00 FEB -2 PM 1:57

RECORDS AND REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF APPEALS (VACCARO) *OVK*
RE: DOCKET NO. 000028-TL - PETITION BY BELLSOUTH TELECOMMUNICATIONS, INC. FOR WAIVER OF RULES 25-4.107, 25-4.108, AND 25-4.113, F.A.C., WHICH REQUIRES PROVISION OF BASIC TELECOMMUNICATIONS SERVICE TO CERTAIN LOCATIONS AND PERSONS.

6214-PC0

Attached is an ORDER AUTHORIZING QUALIFIED REPRESENTATIVE STATUS, to be issued in the above-referenced docket.

(Number of pages in order - 2)

TV/dr

Attachment

cc: Division of Communications (Watts)

I:\000028A.ALC

forced mailed 1/0.

MUST GO TODAY



Florida Cable Telecommunications Association

Steve Wilkerson, President

VIA FACSIMILE

February 9, 2000

Ms. Blanca S Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RECEIVED-FPSC
00 FEB 10 AM 8:12
RECORDS AND
REPORTING

RE: FPSC Docket No. 000028

Dear Ms. Bayo:

I am writing to request that the Florida Cable Telecommunications Association, Inc. ("FCTA") be placed on the mailing list of persons interested in monitoring the above-referenced docket. Please send all mailings to the following:

Michael A. Gross
Vice President, Regulatory Affairs & Regulatory Counsel
Florida Cable Telecommunications Association, Inc.
310 North Monroe Street
Tallahassee, FL 32301
850/681-1990 Tel.
850/681-9676 Fax
E-Mail Address: mgross@fcta.com.

Thank you for your assistance in this matter. Please contact me with any questions.

Sincerely,

Michael A. Gross
Vice President, Regulatory Affairs
& Regulatory Counsel

MAG:mj

Done 2/10/00

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF COMMISSION CLERK AND
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

ACKNOWLEDGMENT

DATE: 3-4-0

TO: James Meser, III

FROM: Ruth McCall, Division of the Commission Clerk and Administrative Services

RE: **Acknowledgment of Receipt of Confidential Filing**

02506-02

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket No.

000028-TL or (if filed in an undocketed matter) concerning Spec. Conf. class. for Personnel of BellSouth's Post Hearing, and Brief filed 3/04 BellSouth, and filed on behalf of BellSouth. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

Hong Wang

From: Melinda Watts
Sent: Tuesday, April 11, 2000 3:24 PM
To: Hong Wang
Subject: RE: Docket 000028-TL

Yes.

-----Original Message-----

From: Hong Wang
Sent: Tuesday, April 11, 2000 3:23 PM
To: Melinda Watts
Cc: Linda Williams
Subject: FW: Docket 000028-TL

I have added Mr. Parks as a "Party" in the docket and will send the staff rec. and the petition from Bellsouth (00356-00) to him shortly. But, should I send any orders to him, since he has the "Party" status? Thanks.

-----Original Message-----

From: Linda Williams
Sent: Tuesday, April 11, 2000 2:52 PM
To: Hong Wang
Subject: FW: Docket 000028-TL

Hong will you handle please. Thanks.

-----Original Message-----

From: Melinda Watts
Sent: Tuesday, April 11, 2000 2:38 PM
To: Linda Williams
Subject: Docket 000028-TL

Linda,

I don't know if you are the one I should send this to, but if not, will you please forward it appropriately?

With respect to docket 000028-TL, the customer who may be adversely affected by granting the petition needs a copy of the recommendation, and probably the petition, too. We couldn't find him for the longest time and only recently obtained an address for him. His address is as follows:

Mr. Anthony Parks
P.O. Box 812283
Boca Raton, FL 33481

Thanks.

Melinda *>-

Add Anthony Parks as "Party", since the docket is about his service per Melinda Watts.

000008-TL

ANTHONY PARKS
P.O. BOX 812283
BOCA RATON, FL 33481
561-338-5937

TO: PUBLIC SERVICE COMMISSION
MR. KENNEDY

RE: BELL SOUTH PETITION ON ANTHONY PARKS

I AM AWARE OF THE PETITION SCHEDULED FOR TUESDAY APRIL 18, 2000 THAT IS ON THE COMMISSIONS AGENDA.

THE PROBLEM IS THAT AS OF THIS DATE I HAVE NOT RECEIVED A COPY OF THIS PETITION DESPITE MY SEVERAL REQUESTS TO OBTAIN ONE.

I CAN NOT, IN ANY WAY DEFEND MY POSITION ON THIS MATTER.

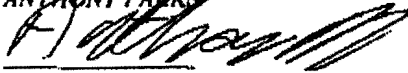
SINCE THIS PETITION AFFECTS ME PERSONALLY, MY PROPERTIES, MY TENANTS, I BELIEVE

THAT I AM ENTITLED TO SOME RIGHTS OF DUE PROCESS, PURSUANT TOO LAW, NOT HAVING NOTICE OR EVEN A COPY OF THIS PETITION WOULD BE A VIOLATION OF MY DUE PROCESS.

I ATTEMPTED TO RETAIN LOCAL COUNSEL, BUT SHE WILL NOT TAKE THE CASE UNTIL THE ABOVE MATTER IS RESOLVED (See attached).

I AM REQUESTING THAT THIS MATTER WHICH I AM TOLD IS ITEM NO. 22 ON THE AGENDA BE CONTINUED FOR ANOTHER DATE, FOR AT LEAST A MONTH OR TWO.

ANTHONY PARKS



4/14/00

**LAW OFFICE OF
SHIRLEY J. WHITSITT**

1334 Timberlane Rd., Ste. 2
Bell Learning Systems Bldg.
Tallahassee, FL 32312
Tel (850) 907-9777
Fax: (850) 907-9779

Also Licensed in Texas
and Michigan

April 13, 2000

TO: Mr. Anthony Parks

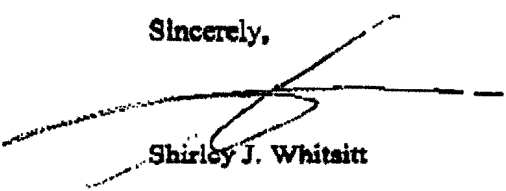
RE: Bell South v. Parks

VIA FACSIMILE TO (561) 391-6083

Dear Mr. Parks:

I am writing in response to your request as to whether I am able to represent you at a hearing on Tuesday, April 18, involving Bell Telephone South. The issues involved raise Constitutional concerns, and I would not be able to competently represent you at this hearing on the 18th on issues of this magnitude without a continuance of at least a month so that I could fully prepare.

Sincerely,



Shirley J. Whitsitt

M E M O R A N D U M

May 4, 2000

✓ RECEIVED-PPSC

00 MAY -5 AM 10:34

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (VACCARO) *OV/AC*

RE: DOCKET NO. 000028-TL - PETITION BY BELLSOUTH
TELECOMMUNICATIONS, INC. FOR WAIVER OF RULES 25-4.107,
25-4.108, AND 25-4.113, F.A.C., WHICH REQUIRE PROVISION
OF BASIC TELECOMMUNICATIONS SERVICE TO CERTAIN LOCATIONS
AND PERSONS.

0902-PAF

Attached is an ORDER APPROVING PETITION FOR RULE WAIVER to be
issued in the above-referenced docket. (Number of pages in order
- 8)

TV/sa

Attachment

cc: Division of Telecommunications (M. Watts)
Division of Consumer Affairs (Peña)

I:000028or.tv

2/2 =

Hong Wang

From: Martha J [marthaj@fcta.com]
Sent: Tuesday, October 31, 2000 3:48 PM
To: Hong Wang
Subject: Change of address

FYI

We have moved, our new address is

246 E. 6th Avenue
Tallahassee, FL 32303

Please change your records accordingly.

Thanks

Martha
681-1990

920260, 960100, 960786,
960846, 960847,
980253, 981444, 981834,
990321, 990455, 990517,
990546, 990649, 990994,
991376, 991377, 991378,
991473, 991930, 000028,
000075, 000121, 000399
000604, 000636, 000649,
001332

Done 11/02/00



*11-6-00
11-6-00*

Florida Cable Telecommunications Association

Steve Wilkerson, President

FCTA CHANGE OF ADDRESS

TO: Vendors
FROM: Steve E. Wilkerson, President
DATE: October 10, 2000
RE: Move to New FCTA Headquarters

As of Monday, October 16, 2000, the Florida Cable Telecommunications Association headquarters is moving to a new location. While our phone and fax numbers, as well as e-mail and web site address, will remain the same (see below), our mailing address will change.

Please note this new information below on all correspondence:

Florida Cable Telecommunications Association
246 East 6th Avenue
Tallahassee, Florida 32303 - 6208
850/681-1990 (tel)
850/681-9676 (fax)
fcta@fcta.com (e-mail)
www.fcta.com (web site)

*11-6-00
JTR / 11-6-00*

Please also be aware that this move will occur over the course of a few days, beginning Friday, October 13, and ending (hopefully) by Wednesday, October 18, so it is possible that there will be interruptions in phone, fax and computer services. If you are unable to reach the office during this time, please try either 850/322-3034 or 850/212-9072 as alternatives.

Thanks for your patience while this transition is underway. Please call with any questions or concerns.

*Ollel
m/ 310 North Monroe Street
Tallahassee, FL 32301-7636*

Matilda Sanders

From: Sharon Allbritton
Sent: Thursday, November 02, 2000 1:22 PM
To: RAR - Orders-Notices
Cc: Susan Howard
Subject: Issue id meeting

Please FAX to all parties the issue identification meeting notice for Docket No. 000028-TL, which I have copied into gcorders. The file name is 000028id.tv, in wp9.

Thanks.

Sharon

RECEIVED-FPSC
00 NOV -2 PM 1:27
RECORDS AND
REPORTING

2/2

(DN 14197-00)

RAR Official Filing:

12/14/00***1:49 PM*****Matilda Sanders*****1**

Matilda Sanders

2406 PCO -TP

From: Sharon Allbritton
Sent: Thursday, December 14, 2000 1:29 PM
To: RAR - Orders-Notices
Cc: Della Fordham
Subject: Order

RECEIVED-FPSC
00 DEC 14 PM 2:00
RECORDS AND REPORTING

The following order has been transferred to GCORDERS to be issued:

Docket No. 000028-TP

File Name: 000028ep.tv

attach online

Order prepared in wp9.

This is an order establishing procedure which has been signed by the prehearing officer. The original order with the Commissioner's signature will be sent down to RAR.

Thanks!

///

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

ACKNOWLEDGMENT

DATE: 1/10/01

TO: MEZA / BELL SOUTH

FROM: M. SANDERS, Division of Records and Reporting

RE: Acknowledgment of Receipt of Confidential Filing

00427-01

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

000028-TL or (if filed in an undocketed matter) concerning _____

EXH NHS/PKS-1 SIMS/SHIELDS, and

filed on behalf of BELL SOUTH. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6744.

PSC/RAR 19 (1/01)

CCA Official Filing:

1/14/02***9:25 AM*****Matilda Sanders*****1**

Matilda Sanders

From: Lysa White
Sent: Monday, January 14, 2002 9:25 AM
To: CCA - Orders / Notices; LaSandra Givens 3
Subject: Order / Notice Submitted

Date and Time: 1/14/02 9:24:00 AM
Docket Number: 000028-TL
Filename / Path: I:\000028NH.PAC
Notice Type: Hearing

CCS ✓

The above Notice of Hearing has been efiled.

82/12

STATE OF FLORIDA

Commissioners:
E. LEON JACOBS, JR., CHAIRMAN
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

ACKNOWLEDGMENT

DATE: 02/31/01

TO: Meza / BELSOUTH

FROM: M. SANDERS, Division of Records and Reporting

RE: Acknowledgment of Receipt of Confidential Filing

01474-01

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

000028-TL or (if filed in an undocketed matter) concerning _____

Ex NHS/PKS-1 SIMS/SHIELDS, and

filed on behalf of _____ The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6744.

PSC/RAR 19 (1/01)

CCA Official Filing:

2/1/02***1:58 PM*****Matilda Sanders*****1**

Matilda Sanders

02 - 0158 - PCO

From: Lysa White
Sent: Friday, February 01, 2002 1:57 PM
To: CCA - Orders / Notices; LaSandra Givens
Subject: Order / Notice Submitted

4

Date and Time: 2/1/02 1:56:00 PM
Docket Number: 000028-tl
Filename / Path: i:\000028or6.pac
Order Type: Signed / Hand Deliver

RECEIVED FPSC
12 FEB - 1 PM 2:11
COMMISSION
CLERK

The above Order Denying Motion for Continuance has been efiled; hard copy to follow. PER CHAIRMAN JABER, THIS ORDER MUST BE ISSUED TODAY. Thank you!

VD

CCA Official Filing:

3/13/02***9:51 AM*****Matilda Sanders*****1**

Matilda Sanders

02-0325-PCD

From: Lysa White
Sent: Wednesday, March 13, 2002 9:52 AM
To: CCA - Orders / Notices; LaSandra Givens
Subject: Order / Notice Submitted

4

COMMISSION
CLERK

02 MAR 13 AM 10:44

RECEIVED FPSC

Date and Time: 3/13/02 9:51:00 AM
Docket Number: 000028-TL
Filename / Path: I:\000028BO.PAC
Order Type: Signed / Hand Deliver

Hola. The above Order Granting in Part & Denying in Part Motion for Ext. of Time to File Brief has been efiled. Hard copy will follow, since signed by the Chairman.

1/0

RECEIVED-FPSC

02 MAR 19 PM 3:25

COMMISSION
CLERK

M E M O R A N D U M

March 18, 2002

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (CHRISTENSEN) *Pac*

RE: DOCKET NO. 000028-TL - PETITION BY BELLSOUTH TELECOMMUNICATIONS, INC. FOR WAIVER OF RULES 25-4.107, 25-4.108, AND 25-4.113, F.A.C., WHICH REQUIRE PROVISION OF BASIC TELECOMMUNICATIONS SERVICE TO CERTAIN LOCATIONS AND PERSONS.

Please place the attached Interim Brief from Anthony Parks, received via facsimile on March 18, 2002, in the above-referenced docket.

PAC/lw

Anthony Parks
P.O. Box 812283
Boca Raton, FL 33481
561-338-5937
Aston28p@aol.com

To: Patty Christensen

You will find attached a copy of my brief that I overnighter to you yesterday.

Thank You
Anthony Parks

3/18/02

STATE OF FLORIDA
PUBLIC SERVICE COMMISSION

IN RE:

BELL SOUTH PETITION

Docket No. 000028-TL

ANTHONY PARKS

Respondent

INTERIM BREIF

Respondent Anthony Parks is hereby responding to the Public Service commissions hearing on Bell South's Request for waiver of the rule requiring Bell South to supply phone service to Anthony Parks or any one residing in any properties that he owns.

This is an interim brief and is not a final brief several legal issues has arisen since the hearing took place in late January. Therefore respondent is going to amend it's motion from an extension to file brief to an extension to amend brief, that will be addressed in the attached motion.

The legal issues would amount to the fact that the Public Service Commission do not have jurisdiction to make such a ruling based upon the handling of this case and the rule under which Bell South is seeking , the legal issues are as follows:

ONE

LACK OF DUE PROCESS:

PHONE SERVICE IS A NECESSITY AND A RIGHT UNDER VARIOUS STATE (Administered through the Public Service Commission) AND FEDERAL LAWS.

In order to take away a persons rights or privilege a person is entitled to due process. The Fourteenth Amendment sates that "...No one shall have their rights or privileges taken away without due process.."

This is what all laws in the United States is based on.

For example;

- A. Before a persons drivers license(which is a privilege) can be taken away they are entitled to a hearing. Of which they must be properly served and noticed.
- B. If an unwed Mother wants to give up her child for adoption, all states require that the Father has to give consent. It would therefore be required that the Father be duly served a legal summons in the proper manner prescribed by law and be given an opportunity to defend his position.
- I Anthony Parks was never given this opportunity based upon the following:

A. NEVER SERVED SUMMONS OR PETITION:

Bell South in their representation fully acknowledge that they did not serve, or attempt to serve Anthony Parks with a copy of their petition which is the subject matter of this action. Their reason is that the waiver rule does not require it.

Bell South is correct, it did not have to, which further supports Respondent Anthony Parks position that this waiver that Bell South is seeking is not intended for individuals, it is for public hearings on issues concerning the general public!

- B. The only reason that Respondent Anthony Parks knows about these procedures is that a phone call was placed to his late Mother by Melinda Watts, and subsequently after the petition request was granted on April 18, 2000 a copy was faxed to respondent by the commission. That is not service!
- Under all states, particularly the state of Florida if anyone is seeking any action against a person that person must be duly served by the plaintiff or in this case, *Petitioner, Bell South.*
- C. Respondent-Anthony Parks would then have the knowledge and right to defend it's position as it further is required the U.S. and Federal Law and as governed by the Fourteenth Amendment. And would therefore fall under the jurisdiction of the Public Service Commission.

D. THE FOURTEENTH AMENDMENT:

The fourteenth amendment states that No State shall make or enforce any law that takes this away. So if this waiver Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C.

The Fourteenth Amendment does not apply to just courts, it says no state, which would include the State Of Florida, Public Service Commission.

Anthony Parks and his tenants are all legally born and or naturalized citizens of the United States and therefore fall under the fourteenth amendment.

All persons in the state of Florida under law are entitled to basic telecommunications services and Anthony Parks and all his tenants fall under that law.

Having phone service is right (or privilege) and also falls under this amendment and law

B. PRIOR DEALINGS ON THIS ISSUE:

Just as an example, Respondent is also in the printing and publishing business. Their became and dispute between the Respondents company and the State of Connecticut purchasing department of respondents company refusal to complete certain printing contracts without the guarantee of being paid, based upon that the, then commission attempted to delete respondent company from the states bidding list (which was determined to be a right), based upon his authority as a commissioner. Respondent company filed a complaint with the State Senate and although the commissioner contended that he had been doing this for the past 15 years, (simply because no one else complained), it was pointed out that until a mechanism of appeal rights and proper mechanisms can be set up (such as proper service, ect.) there was no authority to disqualify ones from the state bidding list. The legislator had to write new laws in order to implement this. Based upon that Respondent (while not undergoing any specific problem at that point) requested the State of Rhode Island to do the same, which they did, since Respondents company did business in that state as well.

CONCLUSION OF ONE

The waiver of rule that Bell South is seeking is meant for general changes that concern the general public.

For example it Bell South wanted to Build a new building and the 1927 law stated that it must be with a 24 feet overhang, however since 1927, buildings are built better and stronger and do not require a 24 feet overhang, therefore that requirement should be waived, so Bell South is only required to publish notice in a local paper, and if anyone reading this add wants to voice an opinion then they have the right to show up at the noted hearing and do so, however going against an individual is another matter and that is why the Fourteenth Amendment is there also various other state and Federal Laws

Respondent Anthony Parks only knew about what Bell South was trying to do, after the fact , and without proper notice, this in legal terms is called Ex-Parte". And this would be clearly Illegal. The call made by Melinda Watts and they copy that Ms. Watts Faxed over to respondent after Bell South had been granted their initial right to this waiver on April 18, 2000 was after the fact.

TWO

PETITIONER BELL SOUTH CONTENTION THAT SERVICE BE DENIED TO RESPONDENT ANTHONY PARKS IS BECAUSE OF THE FOLLOWING:

A. Bell South is contending that service be denied to Anthony Parks and his tenants because of bad faith due:

Bell South brought in several references of checks that they claimed were not honored however failed to provided copies of several of these checks. None of these checks have any reference to any accounts between Anthony Parks and Bell South.

THREE**PETITIONER BELL SOUTH HAS ACTED IN BAD FAITH BY INTERRUPTING SERVICE TO PETITIONERS TENANTS WITHOUT PROPER NOTICE:**

A. At the hearing petitioner Bell South contend that they denied service to Nicholas Aversa, phone number 561-361-0023 because they received a check on behalf of Nicholas Aversa that they claim they called that Bank and the Bank Stated the funds were not available at that time, and solely on that basis they chose to interrupt service without any notice to Mr. Aversa . Bell South did not make any representation that they called Anthony Parks or Mr. Aversa for an explanation, because if they did they would of discovered that a deposit was made the night before that check was written which would not of registered until midnight of the following day since it was after 2:00 P.M. instead, Bell South sought too interrupt service. Bell South also does not know what provision Respondent has with that Bank in terms of overdraft protection, which is not disclosed to an inquirer.

Under Florida Banking Law, when a Check is presented to a bank for payment where the funds are not , available at that moment , the bank has the option to pay the check and charge an overdraft fee, or pay the check and wait until funds become available then debit the account. *In either way Bell South would of compensated in the meantime, however they took it upon themselves not to even deposit the check that was bad faith on the part of Bell South!*

FOUR**BELL SOUTHS ONLY LEGAL CONNECTION THAT ANTHONY PARKS HAS ANYTHING TO DO WITH THESE CORPORATION IS THE FACT THAT ANTHONY PARKS IS A REGISTERED AGENT OF THAT COPERATION:**

The fact that Anthony Parks is a registered agent, has no bearing on the responsibility to Bell South for a Phone Bill or any other utility for that matter. Anthony Parks has offered to be a registered agent for many corporations in the State Of Florida as a business the same as CT. Corporation Systems oR Capitol Connection in Tallahassee which are registered agent to over 26,000 corporations within the state of Florida, Capitol Connection and CT Corporation has had many thousands of corporations go under and or fail to pay their utility bills, yet Petitioner do not see a petition against them asking for a waiver to provide them or their clients permanent service.

Being a registered agent is simply that, being a registered agent. A registered agent is only for the purposes of receiving service of process in case that entity is sued so that someone in that state can accept service of process, nothing more, nothing less!

For The Commission to grant this petition would be clearly discriminatory since others in the same position or greater have not done the same!

Being

FIVE

THE CORPORATE VAIL IS GOVERNED BY LAW:

A corporation is governed by law, the individuals officers are exempt personally. Anthony Parks not even being an officer of these corporations but only a registered a agent is exempt. Therefore these references concerning these corporations do not have any bearing on Anthony Parks.

SIX

RESPONDENT ANTHONY PARKS HAS NO RESPONSIBILITY:

Wherein a tenant is an individual Anthony Parks has no responsibility as a Landlord. Under Florida Law a Landlord has no responsibility for a tenants utility bills, therefore it would be illegal for the commission to take an adverse action against Anthony Parks by allowing Bell South not to supply Anthony Parks, personally with phone service.

SEVEN

BELL SOUTH DID NOT HAVE A PROBLEM WITH ALL OF ANTHONY PARKS TENANTS:

During the hearing in January of 2002, Anthony Parks questioned Bells South Witness Pat Shields and another Witness in respects to other tenants that have or currently rent from Anthony Parks.

Several Names were mentioned, Joan Schaar, Donald Gett, Andrew Kallen, ect, ect.

The Bell South Representative stated that she did know those names, and rightfully

so, these are individuals that have either rented in the past or who currently rent and have not had a problem with Bell South, therefore Bell South does not even know of their existence.

EIGHT

BELL SOUTH WITNESS LIED WHEN STATED THAT ALL OF ANTHONY PARKS CURRENT TENANTS HAVE RESSELLER TYPE ACCOUNTS:

None of Anthony Parks tenants have third party accounts with resellers, either Bell South was in error when that statement was made, because of lack of knowledge or willfully lied, which brings us to the next issue?

NINE

BELL SOUTH WANTS THE WAIVER TO INCLUDE NOT ONLY ANTHONY PARKS BUT TO ANY PROPERTY THAT HE OWNS OR TENANTS THAT OCCUPY THOSE PROPERTIES:

Petitioner Anthony Parks owns other properties under various holdings that Bell South more than likely does not know about?

What would happen if the such a waiver was granted, would that give Bell South the right to disconnect all the individuals or corporations that rent in his facilities?

Also, do they not have rights to due process, hear their individually and as corporations and to be served notice and to have representation as well?

To the best of Petitioners knowledge no notice has been served on these individuals either? What would happen in this case? and how would the commission of Bell South legally enforce such a provision?

TEN

RESPONDENT ANTHONY PARKS NOT BEING ALLOWED TO TESTIFY ON IT'S OWN BEHALF OR TO DEFEND IT'S POSITION.

To further add to the fact that the commission does not have jurisdiction to address this petition from Bell South is the fact that at the Hearing Petitioner was not allowed to testify.

The Waiver of rule under which this was conducted, again does not have any mechanisms set up to address this petition having applications to go against individuals.

There is no where under the law of this country or the land that give the right to a court agency or otherwise the right to deny a person to give testimony on it's behalf to defend itself. Further the order or rule that the commission is referring too that states that a witness must give acknowledgment before hand if they want to be heard, applies to public hearings, it does not apply to a respondent.

There is a difference between a respondent and a witness. In this case Anthony Parks is a respondent not a witness so this rule does not apply to a respondent.

In a court trial if you do not disclose your witness, those witnesses may be barred from testifying, however the defendant can not in anyway be prevented from testifying himself. Their right to testify is also reserved by the constitution.

The Commission was in error when they denied Respondent Anthony Parks the right to testify in it's behalf at the hearing that was held in this matter, and under no circumstance ever is subject to file a motion of this matter.

FINAL CONCLUSION

In order for Bell South to be granted their petition, they would have to overcome the obstacle they would have to overcome many obstacles:

A. Jurisdiction:

Based upon what respondent has documented and the raised, this commission does not have the jurisdiction to consider this matter until the proper mechanism have

been implemented.

- B. Bell South has not acted in good faith by not cashing checks that were properly tendered, simply because they did not think they were good.
- C. No connection has been made to these outstanding ten year old bills that Bell South has issues with other than the fact that Respondent is a landlord and or registered agent.
- D. Commission can not enforce this waiver of rule against individuals or corporation that were not notified or served with the petition, since those individuals are actively Bell South Customers.
- E. This process violates the 14th amendment, respondents civil rights and respondents rights of due process.
- F. Bell South has not demonstrated that Anthony Parks personally has acted in bad faith against Bell South.
- G. To grant Bell South this petition would be discriminatory since Bell South has not gone against CT. Corporation Systems in Plantation Florida and Capitol Connection in Tallahassee, Florida that are registered agents for over 26, 000 corporations of which several thousands have owed money to Bell South.

Based upon all the above Bell South's Petition should be denied in it's entirety.

Anthony Parks


P.O. Box 812283
Boca Raton, FL 33481

561-338-5937

3/17/02

CC: James Mezza

CC: Attached

Amendment XIV

Section 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the state wherein they reside. No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

Section 2. Representatives shall be apportioned among the several states according to their respective numbers, counting the whole number of persons in each state, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice President of the United States, Representatives in Congress, the executive and judicial officers of a state, or the members of the legislature thereof, is denied to any of the male inhabitants of such state, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion, or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such state.

Section 3. No person shall be a Senator or Representative in Congress, or elector of President and Vice President, or hold any office, civil or military, under the United States, or under any state, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any state legislature, or as an executive or judicial officer of any state, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may by a vote of two-thirds of each House, remove such disability.

Section 4. The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties for services in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any state shall assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all such debts, obligations and claims shall be held illegal and void.

Section 5. The Congress shall have power to enforce, by appropriate legislation, the provisions of this article.

-
- [Next Amendment--Previous Amendment](#)
 - [Table of Articles and Amendments](#)
 - [Overview of Full Constitution](#)
-

State of Florida



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: April 29, 2002
TO: Blanca Bayó, Director, Commission Clerk and Administrative Services
FROM: Jane Faurot, Chief, Office of Hearing Reporter Services
RE: DOCKET NO. 000028-TL, HEARING HELD 2-4-02

Attached for filing are Exhibits 1 through 2, representing a complete filing of the exhibits identified and admitted into the record during the proceedings held in the above docket.

Acknowledged BY:

JF/pc

CCA Official Filing:

5/1/02*****10:41 AM*****Matilda Sanders*****1

Matilda Sanders

0597-CFD

From: Andrea Cowart
Sent: Wednesday, May 01, 2002 10:42 AM
To: CCA - Orders / Notices
Subject: Order

000028 - 000028or.pac

**Confidential Order
signed/hand-delivered**

**Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile**

RECEIVED PSC
MAY - 1 AM 11:01
COMMISSION
CLERK

31①

CCA Official Filing:

6/28/02*****8:30 AM*****Matilda Sanders*****1

Matilda Sanders

0874-FOF

From: Andrea Cowart
Sent: Thursday, June 27, 2002 3:15 PM
To: CCA - Orders / Notices
Subject: Order

21

000028 - 000028or.pac

Order Granting BellSouth's Waiver Request for 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code

**Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile**

B/1

BellSouth Telecommunications, Inc.
Regulatory Relations
150 South Monroe Street
Suite 400
Tallahassee, FL 32301

Nancy H. Sims
Director

850 222 1201
Fax 850 222 8640

nancy.sims@bellsouth.com

960786, 981834, 990455, 990457,
990456, ~~000028~~, 000475, 000436
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000761, 000828, 001097
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010309, 01034

July 25, 2001

RECEIVED-HPSC
COMMISSION
CLERK
JUL 25 PM 4:39
010565, 0107
010782, 010
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010962

Ms. Noreen Davis
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Subject: Party of Record/Certificate of Service

Dear Ms. Davis,

This letter is to provide BellSouth's Party of Record/Certificate of Service information to the personnel in your division. With the changes in personnel handling legal document filings and notices for the Florida Public Service Commission, and with the numerous locations of BellSouth, there is sometimes confusion as to which BellSouth address should be used when serving documents or sending notices. BellSouth's local Tallahassee office is the "official service" location for docketed and undocketed matters. This address is:

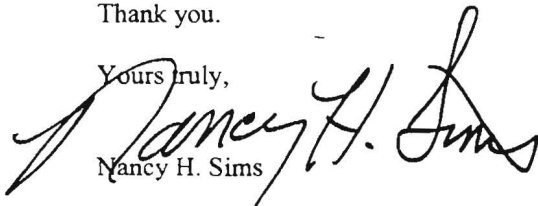
Nancy B. White, Esquire
BellSouth Telecommunications, Inc.
c/o Ms. Nancy H. Sims
150 So. Monroe Street
Suite 400
Tallahassee, Florida 32301-1556

The attorney name may be different depending upon the case involved, but the Tallahassee address should always be used. If this address is not used, then it is difficult to determine the proper response timeframe.

I would appreciate your help in providing this information to your staff as we have recently had filings and notices sent directly to Miami and to Atlanta. If you have any questions, please let me know.

Thank you.

Yours truly,



Nancy H. Sims

Copy to: Nancy White
Blanca Bayo
Walter D'Haeseleer

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

August 1, 2002

Thomas D. Hall, Clerk
Supreme Court of Florida
Supreme Court Building
Tallahassee, Florida 32301

Re: Anthony Parks vs. Lila C. Jaber, Chairman, et al. (Docket No. 000028-TL)

Dear Mr. Hall:

Enclosed is a certified copy of an Appeal filed on behalf of Anthony Parks on July 31, 2002. A copy of Order No. PSC-02-0874-FOF-TL, the order on appeal, is also enclosed.

It is our understanding the index of record is due to be served on the parties on or before September 19, 2002.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF:mhl

cc: Anthony Parks
Nancy White, Esquire
David Smith, Esquire

ORIGINAL

MEMORANDUM

JULY 31, 2002

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (CHRISTENSEN) *mc*

RE: DOCKET NO. 000028-TL - PETITION BY BELLSOUTH TELECOMMUNICATIONS, INC. FOR WAIVER OF RULES 25-4.107, 25-4.108, AND 25-4.113, F.A.C., WHICH REQUIRE PROVISION OF BASIC TELECOMMUNICATIONS SERVICE TO CERTAIN LOCATIONS AND PERSONS.

Attached is a copy of an appeal filed with the Florida Supreme Court regarding the above-referenced docket. Please handle this correspondence appropriately and enter a copy into the docket file.

PAC/js
Attachment

I:000028appeal.pac

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC I
OTH _____

*Sandy
Marguerite
Kary*

DOCUMENT NUMBER-DATE

08021 JUL 31 02

FPSC-COMMISSION CLERK

Anthony Parks

*P.O. Box 812283
Boca Raton, Fl. 33481
561-338-5937*

Aston7@adelphia.net

To: Public Service Commission
Patty Christensen

Re: Parks Vs. Bell South

You will find a copy of the appeal I have filed with the State Supreme Court, an original is mailed
As of today.

Thank You

Anthony Parks

7/25/02

SUPREME COURT STATE OF FLORIDA

Case No. _____

Commission Case No. 000028-TL

ANTHONY PARKS

VS.

FLORIDA PUBLIC SERVICE COMMISSION

&

BELL SOUTH TELECOMMUNICATIONS, INC.

APPEAL FROM THE PUBLICS SERVICE COMMISSIONS
ORDER OF JUNE 28, 2002

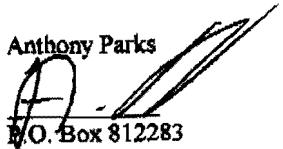
Appellant hereby appeals the decision of the public service commission granting Bell South's
Petition Of rule waiver's 25-4.107-25-4.113.

The basis for this appeal is as follows:

- A. Respondent was never served a copy of said petition, as respondent had a right to be.
- B. Appellant was not given an opportunity and was denied an opportunity to defend itself
At January 2002 via his own testimony in his own defense.
Only testimony from the Petitioner Bell South was heard.
- C. Appellant was denied due process in violation on the 14th amendment, which states
That no state can deny due process or violate a persons rights or make a law that
Violates these rights.
- D. Commission did not have the authority to waive appellants rights to phone service.

Based upon the above appellant moves for a reversal of the Commissions order of July 28, 2002.

Anthony Parks



P.O. Box 812283
Boca Raton, FL 33481
561-338-5937

7/24/02

CC: Bell South

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

DOCKET NO. 000028-TL
ORDER NO. PSC-02-0874-FOF-TL
ISSUED: June 28, 2002

The following Commissioners participated in the disposition of this matter:

LILA A. JABER, Chairman
J. TERRY DEASON
MICHAEL A. PALECKI

ORDER GRANTING BELLSOUTH'S WAIVER REQUEST FOR RULES 25-4.107, 25-4.108, AND 25-4.113, FLORIDA ADMINISTRATIVE CODE

BY THE COMMISSION:

BACKGROUND

On January 10, 2000, we received a petition from BellSouth Telecommunications, Inc. (BellSouth) seeking a waiver of Rules 25-4.107, 25-4.108 and 25-4.113, Florida Administrative Code. The rules require a Local Exchange Company (LEC) to assist any customer or applicant in obtaining telephone service adequate to his communication needs, to provide service, and limit circumstances under which a LEC may refuse telephone service. According to BellSouth, it is seeking a permanent waiver of these rules for one particular customer, Mr. Anthony Parks, since it would otherwise be required to keep trying to work with this particular customer when he has repeatedly demonstrated that he will not deal in good faith with BellSouth.

The notice of Petition for Waiver of Rule Requirement was submitted to the Secretary of State for publication in the Florida Administrative Weekly on January 19, 2000. The comment period ended on February 14, 2000, and no comments were submitted. The

DOCUMENT NUMBER-DATE

06698 JUN 28 02

FPSC-COMMISSION CLERK

ORDER NO. PSC-02-0874-FOF-TL
DOCKET NO. 000028-TL
PAGE 2

statutory deadline for our decision regarding this petition was April 10, 2000; however, BellSouth waived the statutory deadline.

On February 24, 2000, BellSouth filed a claim of confidential treatment of Document No. 00354-00 which contains customer specific information regarding BellSouth's petition for rule waiver. On March 23, 2001, we issued the Order Granting Request for Specified Confidential Classification of Document No. 01474-01 (Cross-Reference Documents Nos. 00354-00 and 00427-01) and Setting Forth Conditions for Inspection of Document.

By Notice of Proposed Agency Action Order No. PSC-00-0902-PAA-TL, issued May 5, 2000, we granted BellSouth's request for waiver. On May 30, 2000, Mr. Parks filed a timely protest and request for hearing.

On March 12, 2001, the prehearing conference was held. Thereafter, several requests were made by the parties for continuances of the scheduled hearing dates. By Order No. PSC-01-1771-PCO-TL, issued August 30, 2001, the hearing was scheduled for February 4, 2002, and the Order indicated that no further continuances of the hearing date would be granted. On February 4, 2002, the administrative hearing was held.

At the hearing, Ms. Nancy H. Sims and Ms. Patricia K. Shields testified on behalf of BellSouth. However, at the hearing Mr. Parks was not permitted to present testimony on his own behalf because he failed to file any prefiled testimony as required by Order No. PSC-00-2406-PCO-TP (Order Establishing Procedure), issued December 14, 2000.

On March 4, 2002, BellSouth filed its Post-Hearing Brief and its Notice of Intent to Request Specified Confidential Classification for portions of its Post-Hearing Brief. On March 22, 2002, BellSouth filed its Request for Specified Confidential Classification for portions of its Post-Hearing Brief.

On March 4, 2002, Mr. Parks filed his Motion for Extension of Time to File Brief. By Order No. PSC-02-0325-PCO-TL, issued March 13, 2002, Mr. Parks's Motion was granted in part and denied in part. Mr. Parks requested a 30-day extension but was granted a two-week extension until March 18, 2002, to file his brief. On

March 18, 2002, Mr. Parks sent a facsimile copy of his Interim Brief. On March 19, 2002, Mr. Parks's original Interim Brief was received by the Office of the General Counsel and was sent to the Division of the Commission Clerk and Administrative Services.

In his brief, Mr. Parks failed to address the issues as set forth in Order No. PSC-01-0722-PHO-TL, issued March 23, 2001, (the Prehearing Order). Therefore, we address the arguments raised by Mr. Parks in his brief in the most appropriate sections of this Order. This Order addresses the issues raised in the hearing.

JURISDICTION

This section addresses what our jurisdiction is in this matter. Several of the arguments presented by Mr. Parks appear to be appropriately addressed in this section. Therefore, his arguments are addressed herein.

I. BellSouth's Argument

BellSouth contends that we have jurisdiction in this matter because our rules, not federal law, are the basis for BellSouth's waiver request. BellSouth's waiver request applies to Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code. Generally, these rules require BellSouth to provide information and assistance "as is reasonable" to any customer in order for him to obtain service, to apply its initiation of service in a uniform manner, and to initiate service without delay. Further, Rule 25-4.113, Florida Administrative Code, details the conditions under which BellSouth may or may not refuse or discontinue service. BellSouth argues that these rules prohibit it from refusing to provide service to a specific property based on the account activity of a previous resident at the property or because of the payment history of another customer at the same residence. BellSouth states that due to this rule, Mr. Parks has repeatedly been able to obtain telephone service by gaming the rule. BellSouth further argues that by changing names, addresses and using business facades, he and his "tenants" have been able to manipulate the system. Further, BellSouth asserts that pursuant to Rule 28-104.002, Florida Administrative Code, we have the authority to determine a party's request for a waiver of otherwise applicable rules.

II. Mr. Parks' Argument

Mr. Parks argues that telephone service is a right under various state and federal laws. Mr. Parks asserts that in order to take away a person's rights or privileges, a person is entitled to due process as guaranteed by the Fourteenth Amendment of the United States Constitution. Mr. Parks cites several examples. Mr. Parks argues that prior to revocation of a drivers license, which is a privilege, the person is entitled to a hearing after proper notice, or that prior to termination of parental rights of a father, the father must be duly served and given an opportunity to defend himself.

Mr. Parks argues that he was never served a summons or petition in this matter. Mr. Parks states that BellSouth admits it never served him or attempted to serve him with a copy of the petition. Further, Mr. Parks contends that the only reason he knew of the proceeding was due to a phone call from our staff. Mr. Parks asserts that he was only faxed a copy after BellSouth's petition was granted, which does not constitute service. Mr. Parks argues that under Florida law if anyone is seeking any action against a person that person must be duly served by the plaintiff or in this case, Petitioner, BellSouth. Once served, Mr. Parks contends that he would have the right to defend his position in accordance with federal law as governed by the Fourteenth Amendment.

Further, Mr. Parks argues that the rule waiver that BellSouth is seeking is meant for general changes that concern the general public. Mr. Parks contends that going against an individual is another matter which is why the Fourteenth Amendment exists as well as various other federal and state laws. Mr. Parks states that he only knew about BellSouth's actions after the fact. He further contends that this was done without proper legal notice and was ex parte. He argues that this is clearly illegal.

III. Decision

BellSouth has requested waiver of Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code. Rule 25-4.107, Florida Administrative Code, requires BellSouth to provide information and assistance as is reasonable to assist any customer or applicant in

obtaining telephone service adequate to his communication needs. Rule 25-4.108, Florida Administrative Code, requires BellSouth to initiate service without unreasonable delay when a customer files a complete application in accordance with its governing provisions in effect at the time. Rule 25-4.113, Florida Administrative Code, addresses the conditions under which BellSouth can refuse to provide service to a customer or discontinue service to a customer. These rules were implemented pursuant to our authority under Chapters 350 and 364, Florida Statutes, to regulate telephone service.

Section 120.542, Florida Statutes, states that we are authorized to grant waivers to requirements of our rules consistent with Chapter 120, Florida Statutes, and with rules adopted under the authority of Chapter 120, Florida Statutes. We find that it is clear that we have authority to waive these rules.

Mr. Parks argues that a rule waiver is inappropriate because the rules at issue here impact him as an individual rather than the public at large. Section 120.542(1), Florida Statutes, states in part that:

Strict application of uniformly applicable rule requirements can lead to unreasonable, unfair, and unintended results in particular instances. The Legislature finds that it is appropriate in such cases to adopt a procedure for agencies to provide relief to persons subject to regulation.

Section 120.542(1), Florida Statutes, permits BellSouth to seek a waiver of our rules when it results in unreasonable, unfair, and unintended results. There is no requirement that rule waiver only be sought for those rules which involve the general public.

Mr. Parks also argues that he did not receive proper notice and was denied his due process rights because he was not served with a copy of BellSouth's petition before it was granted using the proposed agency action. We note that Mr. Parks acknowledges receiving a copy of the petition in his post-hearing brief, and that he in fact protested the proposed agency action order which was issued granting BellSouth's petition. The proposed agency action process allows for a point of entry for an individual whose

substantial interests are affected by the agency's action to protest the order. In this instance Mr. Parks did in fact protest our order granting BellSouth's waiver request and a hearing was held in this matter. Therefore, we find that Mr. Parks was afforded his due process right to a hearing.

Moreover, Section 120.542(6), Florida Statutes, requires that the agency publish a notice regarding the petition in the Florida Administrative Weekly. However, Section 120, Florida Statutes, does not require individual notice to all persons who may be impacted by a requested waiver. The noticing requirements set forth in Section 120.542 (6), Florida Statutes, were complied with in this matter.

For the foregoing reasons, we find that Section 120.542, Florida Statutes, authorizes us to grant variances and waivers to requirements of its rules.

UNDERLYING PURPOSE

Section 120.542, Florida Statutes, authorizes us to grant a waiver if the person subject to the rule demonstrates that the purpose of the underlying statute will be or has been achieved by other means by the person and when application of a rule would create a substantial hardship or would violate principles of fairness. This section addresses whether Mr. Parks and those persons residing at his owned or leased property will still be able to obtain telecommunications services should BellSouth's petition be granted. As noted previously, although Mr. Parks did not specifically address this issue, we address herein Mr. Parks' arguments that appropriately respond to this issue.

I. BellSouth's Argument

BellSouth states that at the outset, it must be noted that BellSouth has never previously requested a waiver of these rules. The company maintains that this is a very unique situation that BellSouth takes very seriously. BellSouth contends that it did not consider this waiver request lightly and it is not its intent to use waiver requests in the future in general for this purpose. Witness Sims testified that the purpose of this waiver request is not to harass Mr. Parks or his tenants. Further, witness Sims

noted in her testimony that BellSouth routinely provides service to individuals who reside at properties where a previous customer had a delinquent account.

BellSouth argues that if its waiver request is granted, the purpose of Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code, will be achieved by other means. First, Mr. Parks and the properties he owns, leases or otherwise is associated with are all located in South Florida. Mr. Parks and those residing at the properties at issue can obtain service from several ALECs operating in the 561, 954, and 305 area codes. In addition, the witnesses testified that there are several wireless carriers offering very reasonable flat and measured rate calling plans in this area. Moreover, BellSouth argues that Mr. Parks presented no evidence that proves he nor any of his other tenants have ever been prohibited from receiving telecommunications service, even though BellSouth has not knowingly provided service to either Mr. Parks or any of his properties since 1999. BellSouth contends that, in fact, as evidenced by the several pleadings filed by Mr. Parks in this proceeding, he currently has a voice line as well as a fax line.

Second, BellSouth states that the purpose of the underlying statutes, Sections 364.03, 364.04, 364.19, and 427.704, Florida Statutes, is, in part, to promote the public health, safety and welfare by ensuring that basic local telecommunications services are available to all consumers. BellSouth argues that its waiver will not undermine that purpose and in fact will promote it. The rules in question entitle BellSouth to receive rates and set terms for those services. Continuing to provide service to Mr. Parks and the associated properties could result in a negative impact on BellSouth's other ratepayers, in terms of time and expense.

BellSouth concludes that, accordingly, there is no question that the purpose of the underlying statutes will be achieved if BellSouth's waiver request is granted. Mr. Parks has presented no evidence to the contrary.

II. Mr. Parks' Argument

As noted previously, Mr. Parks did not provide any prefiled testimony in accordance with the Order Establishing Procedure.

Further, he did not address this issue in his post-hearing brief, filed on March 18, 2002.

However, Mr. Parks argues in his brief that none of his tenants have third party accounts with resellers. Mr. Parks contends that either BellSouth was in error when this statement was made because of lack of knowledge or BellSouth willfully lied. Further, Mr. Parks asserts that when questioning witnesses Shields and Sims about several current and past tenants of his, witness Shields testified that she did not know those names. Mr. Parks argues that this is because BellSouth has never had a problem with these tenants and their BellSouth accounts.

Further, Mr. Parks questions that if BellSouth's petition is granted, whether this would give BellSouth the right to disconnect all the individuals or corporations that rent in his facilities. In his brief, Mr. Parks also points out that these persons have rights to due process and to be properly served with notice and to have representation and a hearing.

III. Decision

This section addresses whether BellSouth has demonstrated that the underlying purpose of the statute on which the rules are based will be or has been achieved by other means.

Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code, implement the following sections of Chapter 364: Sections 364.025, 364.03, 364.04, 364.051, 364.08, 364.15, 364.19, and 427.704, Florida Statutes. We find that the underlying purpose of these sections is to ensure that basic local telecommunications service is provided to all customers at fair, just, and reasonable rates within a reasonable time period. Specifically, Section 364.025, Florida Statutes, imposes on BellSouth, as an Incumbent Local Exchange Carrier, a carrier of last resort obligation, which in pertinent part, states that:

For a period of 8 years after January 1, 1996, each local exchange telecommunications company shall be required to furnish basic local exchange telecommunications service within a reasonable time period to any person requesting such service within the company's service territory.

However, this obligation is limited under Section 364.03(3), Florida Statutes, to

all persons who may apply therefor and **be reasonably entitled thereto** suitable and proper . . . connections for telecommunications services and furnish telecommunications service as demanded upon terms to be approved by the commission. (Emphasis added).

Further, we note that under certain circumstances as set forth in Rule 25-4.113, Florida Administrative Code, a customer may be refused service or discontinued from service. These circumstances include nonpayment for telecommunications services by a customer and fraudulent or illegal use of the service. We also note that Section 364.245, Florida Statutes, provides that a customer may only use the telecommunications service for lawful purposes. Thus, we find that it is not the intent of the carrier of last resort obligation to permit a person to obtain service under assumed individual or corporate names to avoid payment of bills. Nor does it appear to us that the carrier of last resort obligation was intended to allow a person to use others to obtain service for that person's benefit when that person would otherwise be ineligible for service.

BellSouth argues that the underlying purpose of the statute is to promote the public health, safety and welfare by ensuring that basic local telecommunications services are available to all consumers. We note that BellSouth did not address its carrier of last resort obligation which is in part implemented by the rules subject to the waiver request. However, for the reasons stated above we do not find that in the instant case that this statutory obligation is dispositive of whether the overall underlying purpose of the statutory sections at issue can be achieved by other means.

BellSouth's witnesses Sims and Shields testified that there are several ALECs providing residential and business local exchange service in the 561, 954, and 305 area codes in Florida. We note that not only are ALEC providers available, the witnesses also testified that there are several wireless carriers available who are offering very reasonable flat and measured rate calling plans. Although, Mr. Parks argues in his brief that none of his tenants have third party accounts with resellers, there is no evidence in

the record to support his contention. However, we believe that this point is not dispositive because the testimony supports the fact that these services are available to Mr. Parks and others who have been associated with Mr. Parks should the rule waiver be granted. Moreover, we note that Mr. Parks' pleadings indicate that he has telephone service as well as a facsimile line. We find that this record evidence demonstrates that there are suitable telecommunications service alternatives for Mr. Parks, his tenants, and corporations.

However, we have concerns because the record appears to support that Mr. Parks is a landlord. We are concerned that someone may rent from Mr. Parks in the future who is unaware of his history with BellSouth and who might legitimately seek to establish service with BellSouth on their own behalf. During cross-examination Mr. Parks identified several of his alleged current and previous tenants to witness Shields who he contended had maintained BellSouth service without any problems. Witness Shields testified that she did not know anything about these people. When asked whether BellSouth necessarily cares if Mr. Parks owns the property if his tenant does pay or writes an individual check from his own account, witness Shields replied, "No." Thus, we believe that granting the waiver as applicable to the locations that Mr. Parks currently owns, leases, or with which he is, in any way, associated, would not meet the underlying purpose of the statute without the imposition of conditions.

Section 120.542, Florida Statutes, authorizes us to impose conditions on the grant only to the extent necessary for the purpose of the underlying statute to be achieved. Thus, we find that conditions which ensure that the carrier of last resort obligation is maintained and avoid harm to other persons who are not complicit with Mr. Parks is appropriate. If BellSouth determines that a person seeking BellSouth telecommunications service at a location identified in BellSouth's petition is not attempting to obtain service on Mr. Parks' behalf, then the rule waiver would not apply to this person. However, if BellSouth later obtains evidence that this person was in fact obtaining service on Mr. Parks' behalf, then the rule waiver would apply to that address so long as that person resides there. This evidence would include, but is not limited to, a check signed by Mr. Parks, evidence that

Mr. Parks resides at the same location, or Mr. Parks attempts to act on behalf of the person.

For the forgoing reasons, we find that other telecommunications service providers are available to Mr. Parks, his tenants, and his corporation. Moreover, we find that BellSouth will achieve the underlying purpose of the statute by other means and with conditions imposed.

SUBSTANTIAL HARDSHIP

This section addresses whether by the application of Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code, in the instant case BellSouth has suffered a substantial hardship or whether application of these rules to BellSouth in the instant case violates the principles of fairness. As previously noted, Mr. Parks did not address this issue in his post-hearing brief. However, we endeavor to address the arguments that appear to be responsive to this issue as set forth in his brief.

I. BellSouth's Argument

BellSouth argues that Mr. Parks has been linked to at least twenty-five separate accounts with BellSouth, both residence and business, since 1992. BellSouth contends that Mr. Parks has used many avenues to obtain service, and in every instance, the accounts have been terminated for nonpayment and/or fraudulent practices or incorrect billing information. For instance, he has written several "bad" checks to prevent disconnection or to establish accounts, by stopping payment of the checks, by writing checks on closed accounts, or by writing checks despite not having sufficient funds to cover the check.

BellSouth asserts that Mr. Parks' actions are not limited to accounts established in his own name. Rather, they include accounts for invalid corporate entities for which Mr. Parks was an officer or registered agent and for persons who reside at properties owned, leased, or otherwise associated with Mr. Parks, including but not limited to the accounts listed in EXH 1: (1) NHS/PKS-1 at 16; (2) NHS/PKS-1 at 18; (3) NHS/PKS-1 at 19; (4) NHS/PKS-1 at 23; and (5) NHS/PKS-1 at 24. BellSouth asserts that in addition to not refuting his relationship with the alleged

"tenants," Mr. Parks presented at hearing suspect affidavits which establish without question his association with accounts established in the name of others but at properties owned or associated with Mr. Parks. BellSouth argues that in each of these accounts, Mr. Parks wrote a "bad" check to either prevent disconnection or to establish service.

Additionally, BellSouth contends that Mr. Parks has used erroneous credit information in setting up business accounts, including providing BellSouth with the name of businesses that are not recognized by the Florida Secretary of State and by using the name of a legitimate corporation without permission. BellSouth argues that in every instance, by the time BellSouth became aware of the improper billing or credit information or receives a "bad" check, the customer had incurred substantial charges on the account, forcing BellSouth to close the account without any compensation.

Further, BellSouth contends that in at least eight situations, Mr. Parks has submitted official appeals to our staff regarding billing for himself, his corporations, and his alleged "tenants." In each instance, our staff has found the appeal to be without merit. Witnesses Shields and Sims testified that Mr. Parks has cost BellSouth and this Commission a great deal of time and money. The witnesses testified that Mr. Parks has taken away from BellSouth service representatives and our staff time that could have been used more efficiently and effectively to handle valid customer concerns and needs. As stated by witnesses Sims and Shields:

There is no way to accurately determine the number of hours that have been involved in repeatedly dealing with Mr. Parks in repeatedly having to handle calls into the business office to establish service, to investigate credit, employment and corporate information, to send out denial notices, to process checks with insufficient funds, to process checks that have had payment stopped, to disconnect service, to reconnect service, to answer Commission inquiries and participate in informal conferences with the Commission Appeals Staff.

While incurring the costs in dealing with Mr. Parks, BellSouth is also unable to recover valid, legitimate charges that were incurred by Mr. Parks or by customers associated with Mr. Parks. Of the twenty-five accounts at issue, not a single one has a zero balance. BellSouth concludes that continuing to provide service to Mr. Parks and/or to the properties he owns, leases, or is otherwise associated with, will subject BellSouth to an undue burden or hardship.

II. Mr. Parks' Argument

Mr. Parks argues in his brief that as a landlord under Florida law he is not responsible for the delinquent bills of his tenants. Mr. Parks claims that it would be illegal for this Commission to take an adverse action against him by allowing BellSouth not to provide him phone service based on his tenants' utility bills.

Mr. Parks also argues that he, as the registered agent, has no responsibility to BellSouth for the phone bills of the corporations. In his brief, Mr. Parks claims that, as a business, he has offered to be a registered agent for many other corporations in the State of Florida just as Capital Connection and CT Corporation are professional registered agents acting on behalf of other corporations. Mr. Parks argues that Capital Connection and CT Corporation have had many corporations go under and fail to pay their utility bills, yet BellSouth has not sought a waiver to excuse BellSouth from its obligation to provide them or their clients permanent service. Mr. Parks contends that this is discriminatory.

Mr. Parks further contends that the role of a registered agent is only to act as the official recipient of service of process within the state in case someone sues the corporation, nothing more. Mr. Parks asserts that the individual officers of a corporation are exempt personally. Mr. Parks argues that because he is not even an officer of these corporations but only a registered agent, he is personally exempt. Mr. Parks concludes that BellSouth's references to corporations associated with him do not have any bearing on him personally.

III. Decision

As stated previously, this section addresses whether BellSouth, by application of these rules, has suffered a substantial hardship or whether the application of these rules to BellSouth in the instant case violates the principles of fairness. Section 120.542 (2), Florida Statutes, defines substantial hardship as a demonstrated economic, technological, legal, or other type of hardship to the person requesting the waiver. Section 120.542 (2), Florida Statutes, states that principles of fairness are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.

BellSouth has argued that it has suffered a substantial hardship in the application of these rules as applied in the instant case because of the economic losses suffered by the company. Witness Shields testified that BellSouth has determined that at least 25 accounts are related to Mr. Parks. Witnesses Shields and Sims testified that since 1992, Mr. Parks has been linked to both residential and business accounts. The witnesses state that Mr. Parks has used many different avenues to obtain service, and, in every instance, his account has been disconnected for fraudulent practices and/or for nonpayment. Further, the witnesses testified that Mr. Parks currently owes BellSouth more than \$22,750 in past due billing.

We acknowledge Mr. Parks' argument that he should not be held responsible for the nonpayment of his tenants' bills. Normally, we would agree that the acts of a tenant should not be held against the landlord. However, we find that this case is a unique circumstance. Mr. Parks' actions appear to go beyond what one would expect in a normal landlord/tenant relationship. Hearing Exhibit 1 shows that Mr. Parks personally wrote checks out to cover his tenants' phone bills to BellSouth. In at least one instance, a deposit was received by BellSouth to establish service. After service was established, the deposited check did not clear on a joint bank account held by Mr. Parks and his "tenant." Moreover, witness Shields testified that she did not believe that anyone associated with Mr. Parks had ever, after a check had been denied, attempted to make another payment.

Mr. Parks presented three "affidavits" which were admitted as Hearing Exhibit 2. These three "affidavits" purport to be from three tenants of Mr. Parks who had their service terminated by BellSouth. However, we note that two of the three "affidavits" are not notarized. The one "affidavit" which is notarized does not indicate that the person presented any identification or was personally known to the notary. Thus, we question the authenticity of these "affidavits." None of these "affidavits" meets the minimum requirements of a sworn statement, i.e. a notarized statement with identification and/or personal knowledge that the person signing the document is the one making the statement. In our opinion, these "affidavits" do not exculpate Mr. Parks from an association with the accounts BellSouth alleges he had others open on his behalf. To the contrary, since Mr. Parks produced these alleged "affidavits," it strengthens BellSouth's argument that Mr. Parks at the very least had these people establish accounts on his behalf.

Mr. Parks also argues that he should not be responsible for the failure of the corporations for which he is a registered agent to pay its phone bills to BellSouth. Witnesses Shields and Sims testified that Mr. Parks has used false credit information to set up business accounts, including providing BellSouth with the names of businesses that are not recognized by the Florida Secretary of State and using the name of a legitimate corporation without permission. If, as Mr. Parks asserts, a registered agent only acts to receive service of process within a state, then we find Mr. Parks' contention that he was only a registered agent of these corporations, which he did not corroborate with evidence, without merit and incredible. The evidence demonstrates that Mr. Parks was involved with these corporations' telephone accounts as evidenced by his writing checks on his own account to cover the expenses associated with the corporations' telephone service.

We find that the evidence demonstrates that Mr. Parks has systematically obtained service from BellSouth either by using other people to set up accounts on his behalf, or by using false corporate information. We are convinced by the evidence in the record that application of the subject rules to BellSouth will allow Mr. Parks to continue to game the system to obtain service under false pretenses. We are further convinced that BellSouth has

suffered an economic hardship due to the application of rules in the instant case.

For the foregoing reasons, we find that the application of Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code, as set forth in BellSouth's petition, creates a substantial hardship for BellSouth in this limited circumstance.

RULE WAIVER CONCLUSION

This section addresses whether BellSouth's waiver request of Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code, as set forth in its petition should be granted.

I. BellSouth's Argument

In conclusion, BellSouth contends that Mr. Parks has been linked to at least twenty-five separate accounts with BellSouth. He has used many avenues to obtain service, and, in every instance, his account has been disconnected for fraudulent practices and/or for nonpayment. The past due billings on these accounts totals \$22,750.

BellSouth states that the underlying purpose of the applicable rules will be fulfilled if its waiver request is granted because Mr. Parks and any persons residing at properties owned, leased, or otherwise associated with Mr. Parks can obtain service from several ALECs or wireless carriers. Further, BellSouth asserts that to require BellSouth to continue to provide service to Mr. Parks and to properties owned, leased, or associated with Mr. Parks will subject BellSouth to an undue burden and violate principles of fairness. BellSouth should not be forced to provide service to a person who has repeatedly gamed the system and our rules, while at the same time failing to pay over \$22,000 in past due balances.

BellSouth argues that Mr. Parks has presented no evidence to refute any of BellSouth's claims. In fact, the only evidence presented by Mr. Parks at the hearing, although suspect in nature, was a set of affidavits that establish without question Mr. Parks' association with accounts established in the name of others at properties owned or leased by Mr. Parks. Accordingly, BellSouth contends that we should grant BellSouth's waiver request.

II. Mr. Parks' Argument

Mr. Parks has presented several arguments laid out in the previous issues that he relies on to argue that BellSouth's waiver request should not be granted.

Mr. Parks argues that we do not have jurisdiction to address BellSouth's petition because he was not allowed to testify at the hearing. Mr. Parks contends that under the laws of the land no court or agency has the right to bar a person from providing testimony on his own behalf in order to defend himself. Mr. Parks argues that our Order which requires that a witness be identified before hearing only applies to public hearings and does not apply to him. Mr. Parks contends that there is a difference between himself and a witness. Mr. Parks acknowledges that a court may bar a witness from testifying if the witness is not disclosed but argues that a defendant may not be prevented from testifying himself. Mr. Parks asserts that a defendant's right to testify is governed by the Constitution.

Mr. Parks also contends that we cannot enforce the waiver against individuals or corporations that were not notified or served with the petition since those individuals are actively BellSouth customers. Mr. Parks asserts that this violates the Fourteenth Amendment because of a respondent's civil and due process rights.

Mr. Parks contends that BellSouth has not acted in good faith by not cashing checks that were properly tendered, simply because BellSouth did not think the checks were good. Further, Mr. Parks asserts that BellSouth has not demonstrated that he has acted in bad faith against BellSouth.

Mr. Parks further argues that no connection has been made to these outstanding ten year old bills at issue other than Mr. Parks is a landlord and/or registered agent. Mr. Parks argues that granting BellSouth's petition would be discriminatory because BellSouth has not gone against other corporations' registered agents. Mr. Parks argues that based on these reasons we should deny BellSouth's petition in its entirety.

III. Decision

For the reasons set forth in previous section, we find that BellSouth will meet the underlying purpose of the statute and that the application of Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code, in this case has created a substantial hardship on BellSouth.

As noted previously, we find that the record supports that Mr. Parks has been associated with at least twenty-five residential and business accounts that have a total outstanding balance of \$22,750. We are further convinced that Mr. Parks' association with these accounts is established by evidence that he has used other people and corporations to obtain phone service from BellSouth. We are not persuaded by Mr. Parks' argument that he is merely a landlord and registered agent and has no other relation to the accounts at issue.

Mr. Parks has argued that he should have been allowed to testify on his own behalf as a constitutional matter. However, as Mr. Parks acknowledges himself, we may disallow a witness from testifying if that witness has not been disclosed. Further, Mr. Parks was placed on notice that he was required to identify all witnesses and file prefiled testimony of those witness in Order No. PSC-00-2406-PCO-TP (Order Establishing Procedure). In this case, Mr. Parks did not disclose prior to the hearing that he intended to be a witness in this case. In addition, Mr. Parks failed to file any prefiled testimony as required by Order No. PSC-00-2406-PCO-TP (Order Establishing Procedure). Therefore, he was not permitted to testify at the hearing. We note that Mr. Parks is not a defendant in a criminal matter, but rather a civil litigate in an administrative proceeding. Further, we note that Mr. Parks was given the opportunity to cross-examine witnesses in this matter. Moreover, granting this rule waiver will only determine whether BellSouth has to provide telecommunications service to Mr. Parks. As stated by witnesses Sims and Shields, Mr. Parks can obtain telecommunications services through ALECs or wireless carriers in the area.

However, as previously noted, we have concerns about granting BellSouth's petition regarding the locations that have been associated with Mr. Parks without the imposition of conditions.

There may be people who rent from Mr. Parks who are unaware of his history with BellSouth and who are not attempting to obtain service on his behalf. We find that BellSouth should determine whether the applicant is applying on Mr. Parks' behalf before denying service based on the location's association with Mr. Parks. We find that as to the locations which Mr. Parks owns or leases there is a rebuttable presumption that anyone trying to obtain telephone service from BellSouth is acting on Mr. Parks' behalf to obtain phone service. However, to the extent that a person can demonstrate to BellSouth's satisfaction that Mr. Parks is no longer associated with the property (i.e. Mr. Parks sold the property or no longer leases the property) or the person is not acting on Mr. Parks behalf, then that person should be afforded all of the rules' protections.

Therefore, BellSouth's petition shall be granted with the condition that BellSouth will make a determination whether an applicant is attempting to obtain service on Mr. Parks' behalf prior to denying service based on the location's association with Mr. Parks.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that BellSouth Telecommunications, Inc.'s Petition For Rule Waiver seeking a waiver of Rules 25-4.107, 25-4.108 and 25-4.113, Florida Administrative Code, requiring the provision of telecommunications service to Mr. Anthony Parks, and to properties owned, leased, or associated with Mr. Parks is hereby granted with conditions. It is further

ORDERED that BellSouth Telecommunications, Inc. will make a determination whether an applicant is attempting to obtain service on Mr. Parks' behalf prior to denying service based on the location's association with Mr. Parks. It is further

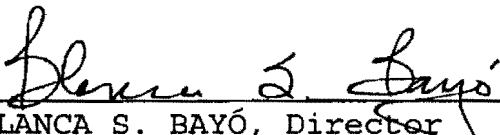
ORDERED that if a person or corporation can demonstrate to BellSouth Telecommunications, Inc.'s satisfaction that Mr. Parks is no longer associated with the property, or the person or corporation is not acting on Mr. Parks behalf, then that person or corporation shall be afforded all of the rules' protections. It is further

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ORDERED that if BellSouth Telecommunications, Inc. later obtains evidence that a person or corporation has in fact obtained service on Mr. Parks' behalf, then the rule waiver would apply to that address so long as that person or corporation resides at that location. Such evidence could include, but is not limited to, a check signed by Mr. Parks, evidence that Mr. Parks resides at the same location, or Mr. Parks attempts to act on behalf of the person. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 28th day of June, 2002.



BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

(S E A L)

PAC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

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Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of the Commission Clerk and Administrative Services and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
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(850) 413-6330 (ADMIN)

Public Service Commission

September 19, 2002

Mr. Anthony Parks
Post Office Box 812283
Boca Raton, Florida 33481

Re: Anthony Parks vs. Lila C. Jaber, Chairman, et al. (Docket No. 000028-TL)

Dear Mr. Parks:

Enclosed is an index to the above-referenced docket on appeal. Please look the index over and let me know if you have any questions concerning the contents of the record.

Please note the index contains a list of the **confidential documents** that will be filed with the Supreme Court. **It will be the responsibility of BellSouth to ask the Court for continued confidential treatment of these documents.**

It is our understanding that the record is due to be filed with the Court on or before November 18, 2002.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF:mhl

cc: Nancy White, Esquire
Patty Christensen, Esquire
Chris Moore, Esquire
Michael A. Gross, Esquire

I N D E X

Anthony Parks
vs.
Lila A. Jaber, Chairman, et al.
PSC Docket No. 000028-TL
Supreme Court Case No. SC02-1733

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Certificate of Director, Division of the Commission Clerk and Administrative Services 331

HEARING TRANSCRIPT AND EXHIBIT

Transcript of hearing held February 4, 2002, pages 1 through 70
(reference court reporter's original page numbers)

Hearing Exhibit No. 2

**DOCUMENTS SUBMITTED IN SEALED ENVELOPE
MARKED "CONFIDENTIAL"**

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Exhibit NHS/PKS-1 to direct panel testimony of Nancy H. Sims and Patricia K. Shields, on behalf of BellSouth, filed January 10, 2001 and January 31, 2001

Hearing Exhibit No. 1, filed February 4, 2002
(corrected version of Exhibit NHS/PKS-1 to direct panel testimony of Nancy H. Sims and Patricia K. Shields)

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Page six of post-hearing brief, on behalf of BellSouth, filed March 22, 2002

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

October 8, 2002

Mr. Anthony Parks
Post Office Box 812283
Boca Raton, Florida 33481-2283

Re: Florida Supreme Court Case No. SC02-1733 - Anthony Parks vs. Lila A. Jaber,
Chairman, et al. (Docket No. 000028-TL)

Dear Mr. Parks:

I have enclosed an invoice reflecting charges for preparation of the above-referenced record. Please forward a check in the amount indicated, made payable to the Florida Public Service Commission, at your earliest convenience.

Do not hesitate to call if you have any questions concerning this matter.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF:mhl
Enclosure

FLORIDA PUBLIC SERVICE COMMISSION

2540 Shumard Oak Blvd. ♦ Tallahassee, Florida 32399-0850

8936

Date: 10/08/02

To: Mr. Anthony Parks
Post Office Box 812283
Boca Raton, Florida 33481-2283

Date Paid Pending
Amount Paid _____

Check # _____

Check Cash

PSC Signature _____

↑ ↑
This number must appear on
all checks or correspondence
regarding this invoice.

Please make checks payable to: FLORIDA PUBLIC SERVICE COMMISSION

QUANTITY	DESCRIPTION	PRICE	AMOUNT
509 pages	Copying and preparation of Docket No. 000028-TL on appeal to Florida Supreme Court, Case No. SC02-1733	@.05¢ per page	\$25.45
1	Certificate of Director		4.00
TOTAL			\$29.45

State of Florida



Public Service Commission

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

DATE: October 8, 2002
TO: Dr. Mary A. Bane, Executive Director
FROM: Kay Flynn, Bureau of Records and Hearing Services *KF*
RE: Docket No. 000028-TL - Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

Permission is requested to copy six confidential documents from this docket, in order to include them with the record that is being prepared for filing in the Florida Supreme Court, Case No. SC02-1733. The documents are:

00354-00 - BellSouth's Exhibit B to petition for waiver of Rules.

00427-01 - BellSouth's Exhibit NHS/PKS-1 to direct testimony of Nancy H. Sims and Patricia K. Shields, filed January 10, 2001.

01474-01 - BellSouth's Exhibit NHS/PKS-1 to direct panel testimony of Nancy H. Sims and Patricia K. Shields, filed January 31, 2001.

01310-02 - BellSouth's Hearing Exhibit No. 1, Panel Exhibit NHS/PKS No. 1.

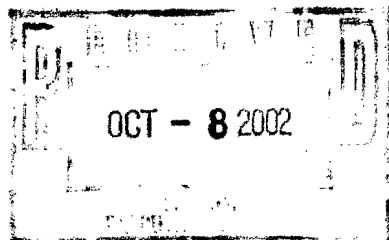
02506-02 - BellSouth's post-hearing brief.

03380-02 - BellSouth's page 6 of post-hearing brief.

These documents will be provided to the Court in a sealed envelope, marked "CONFIDENTIAL," and BellSouth Telecommunications, Inc. will be advised by letter that they must ask the Court for continued treatment of the documents as confidential.

cc: Blanca Bayo
Patricia A. Christensen
Christiana T. Moore

*OK
MAB
10/9/02*



STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

November 18, 2002

Thomas D. Hall, Clerk
Supreme Court of Florida
Supreme Court Building
Tallahassee, Florida 32301

Re: Anthony Parks vs. Lila C. Jaber, Chairman, et al. (Docket No. 000028-TL)


Dear Mr. Hall:

The record in the above-referenced case, consisting of two binders, one hearing transcript, one pouch of a hearing exhibit, and one sealed envelope marked "CONFIDENTIAL" is forwarded for filing in the Court. A copy of the index is enclosed for your use. Please initial and date the copy of this letter to indicate receipt.

Please note page five of the index contains a description of the confidential documents that will be filed with the Supreme Court of Florida. **It will be the responsibility of the parties to ask the Court for continued confidential treatment of these documents.**

Do not hesitate to call me at 413-6744 if you have any questions about the contents of this record.

Sincerely,


Kay Flynn, Chief
Bureau of Records and Hearing Services

Enclosure

cc: Anthony Parks
Stephanie G. Kolman, Esquire
Nancy White, Esquire
Patricia A. Christensen, Esquire
Christiana Moore, Esquire
Michael A. Gross, Esquire

RECEIVED BY Shelton McAllister DATE 11/18/02

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
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Kay Flynn, Chief
Bureau of Records and Hearing Services

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Page six of post-hearing brief, on behalf of BellSouth, filed March 22, 2002



Public Service Commission

State of Florida

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

DATE: March 19, 2001
TO: Blanca Bayó, Director, Records and Reporting
FROM: Jane Faurot, Chief, Bureau of Reporting
RE: DOCKET NO. 000028-TL, PREHEARING CONFERENCE HELD 3-12-01,
ITEM NO. 23

RE: PETITION BY BELLSOUTH TELECOMMUNICATIONS, INC. FOR
WAIVER OF RULES 15-4.107, 25-4.108 AND 25-4.113, F.A.C., WHICH
REQUIRE PROVISION OF BASIC TELECOMMUNICATIONS SERVICE TO
CERTAIN LOCATIONS AND PERSONS.


DOCUMENT NO. 03402, March 19, 2001

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR, CMP

Acknowledged BY:



JF/pc

PSC/RAR 28 (Rev1/00)

RAR Official Filing:

2/5/01*****7:28 AM*****Matilda Sanders*****1

Matilda Sanders

0322-PCO

From: Dorothy Menasco
Sent: Friday, February 02, 2001 5:37 PM
To: RAR - Orders-Notices
Cc: Della Fordham

3

RECEIVED-FPSC
01 FEB -5 PM 1:35
RECORDS AND REPORTING

Sensitivity: Private

The following Orders Authorizing Qualified Representative Status have been transferred to GCOrders for issuance.

They've both been signed by Commissioners, so they will be hand delivered on Monday.

Docket No. 001797-TP
File name: 001797a.alc

Docket No. 000028-TP
File name: 000028a.alc

S

2f

1m

RAR Official Filing:

2/28/01*****3:09 PM*****Matilda Sanders*****1

Matilda Sanders

From: Dorothy Menasco
Sent: Wednesday, February 28, 2001 3:00 PM
To: RAR - Orders-Notices
Cc: Della Fordham
Subject: Docket No. 000028-TL

Sensitivity: Private

The attached Notice of Commission Hearing and Prehearing has been transferred to GCOrders for issuance in the above-referenced docket. If at all possible, this needs to be issued today. If there is a problem, please call us.

File name: 000028ph.tv

The original will be hand-delivered to you.

S

62 f
12m

RAR Official Filing:

3/22/01***** 5:00 PM*****Linda Williams*****1

RECEIVED - FPSC

Linda Williams

6722 -PHO

01 MAR 22 PM 5:01

From: Dorothy Menasco
Sent: Thursday, March 22, 2001 4:52 PM
To: RAR - Orders-Notices
Cc: Della Fordham
Subject: Docket No. 000028-TL

11 pgs

RECORDS AND REPORTING

Sensitivity: Private

The Prehearing Order in the above-referenced docket has been transferred to GCOrders for issuance. Since it has been signed by a Commissioner, a hard copy will be hand-delivered.

File name: 000028po.tv

Atty: Tim Vaccaro

S

2f
1m

RAR Official Filing:

3/22/01*** 4:42 PM*****Linda Williams*****1**

RECEIVED-FPSC

Linda Williams

0723-CFO

01 MAR 22 PM 5:01

From: Dorothy Menasco
Sent: Thursday, March 22, 2001 4:42 PM
To: RAR - Orders-Notices
Cc: Della Fordham
Subject: Docket No. 000028-TL

7 pp

RECORDS AND REPORTING

Sensitivity: Private

The Order Granting Request for Specified Confidential Classification of Document No. 01474-01 (Cross-Reference Documents Nos. 00354-00 and 00427-01) and Setting Forth Conditions for Inspection of Document, in the above-referenced docket, has been transferred to GCOrders for issuance. Since it has been signed by Commissioner Jaber, a hard copy will be hand-delivered.

File name: conf0028.tv

Attny: Tim Vaccaro

attach not online

S

3m

RAR Official Filing:

4/25/01***1:21 PM*****Matilda Sanders*****1**

Matilda Sanders

1026 - PCO

From: Lysa White
Sent: Wednesday, April 25, 2001 1:12 PM
To: RAR - Orders-Notices
Cc: Della Fordham
Subject: order in DN 000028

3

The order saved in WP9 as i:\000028or.pac has been filed electronically with Records. Since the order was signed by a commissioner, a hard copy will be furnished to you as well.

RECEIVED RPSC
01 APR 25 PM 3:50
RECORDS AND
REPORTING

2 f
1 m

RAR Official Filing:

6/4/01***4:15 PM*****Matilda Sanders*****1**

Matilda Sanders

From: Lysa White
Sent: Monday, June 04, 2001 4:13 PM
To: RAR - Orders-Notices
Cc: Patty Christensen
Subject: Notice of rescheduled hearing in DN 000028-TL

2 pgs

The Notice of Rescheduled Hearing saved in WP9 as i:\000028nt.pac has been filed electronically.

Records: do you need a hard copy as well? CCS ✓

S

63 f
12 m

M E M O R A N D U M

June 12, 2001

TO: COMMISSIONER LILA A. JABER

FROM: DIVISION OF LEGAL SERVICES (CHRISTENSEN) ^{W/}DK

RE: DOCKET NO. 000028-TL - PETITION BY BELLSOUTH TELECOMMUNICATIONS, INC. FOR WAIVER OF RULES 25-4.107, 25-4.108, AND 25-4.113, F.A.C., WHICH REQUIRE PROVISION OF BASIC TELECOMMUNICATIONS SERVICE TO CERTAIN LOCATIONS AND PERSONS.

Attached is an ORDER GRANTING CONTINUANCE, which is ready for your review and signature. Please call Patty Christensen or Lysa White when it has been signed.

PAC/lw

cc: Division of Competitive Services (Watts)
I:00002802.PAC

- Commissioner Jaber requests that this order be issued today

Thank,


Juliana Chavez
6-12-01

M E M O R A N D U M

June 12, 2001

RECEIVED-FPSC
01 JUN 12 PM 3:48
RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING

FROM: PATRICIA A. CHRISTENSEN, SENIOR ATTORNEY 

RE: DOCKET NO. 000028-TL - PETITION BY BELLSOUTH
TELECOMMUNICATIONS, INC. FOR WAIVER OF RULES 25-4.107,
25-4.108, AND 25-4.113, F.A.C., WHICH REQUIRE PROVISION
OF BASIC TELECOMMUNICATIONS SERVICE TO CERTAIN LOCATIONS
AND PERSONS.

Attached is an ORDER GRANTING CONTINUANCE which is ready to be
issued in the above-referenced docket.

DATE ORDER SENT ELECTRONICALLY TO RECORDS 6-12-01.

*****THIS ORDER MUST BE ISSUED TODAY, PER COMMISSIONER
JABER*****

PAC/dm
Attachment
ec: Della Fordham
I:\00002802.PAC

RAR Official Filing:

6/12/01*** 3:59 PM*****Marguerite Lockard *****1**

Marguerite Lockard

PSC-01-1284-PCO-TL

From: Lysa White
Sent: Tuesday, June 12, 2001 3:39 PM
To: RAR - Orders-Notices
Cc: Della Fordham
Subject: Order in DN 000028

The order saved in WP9 as i:\000028o2.pac has been filed electronically with Records.
****Per Commissioner Jaber, this order must be issued today. ****

The signed order is on its way to Records.
Thank you.

2f
1m

CCA Official Filing:

7/23/01*** 10:02 AM*****Linda Williams*****1**

Linda Williams

1522-PCD
3

RECEIVED
01 JUL 23 AM 11:08
COMMISSION
CLERK

From: Lysa White
Sent: Monday, July 23, 2001 9:28 AM
To: CCA - Orders / Notices; Della Fordham
Subject: Order / Notice Submitted

Date and Time: 7/23/01 9:27:00 AM
Docket Number: 000028-TL
Filename / Path: i:\000028o3.pac
Order Type: Signed / Hand Deliver

The Order Modifying Hearing & Brief Filing Dates & 4th Order Modifying OEP has been efiled. A hard copy will follow, since this order was signed by Comm. Jaber.

2f
lm
S

CCA Official Filing:

8/30/01*** 11:50 AM*****Linda Williams*****1**

Linda Williams

1771-PCD

From: Lysa White
Sent: Thursday, August 30, 2001 11:35 AM
To: CCA - Orders / Notices; Della Fordham
Subject: Order / Notice Submitted

Date and Time: 8/30/01 11:32:00 AM
Docket Number: 000028-WL -
Filename / Path: i:\000028o5.pac
Order Type: Signed / Hand Deliver

RECEIVED-FPSC
01 AUG 30 PM 1:43
COMMISSION
CLERK

The above-order has been efiled; hard copy to follow since a commissioner signed.

①



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: February 18, 2002
TO: Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services
FROM: Jane Faurot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services
RE: DOCKET NO. 000028-TL, HEARING HELD 2-4-02

RE: PETITION BY BELLSOUTH TELECOMMUNICATIONS, INC. FOR WAIVER OF RULES 25-4.108 AND 25.4L.113, F.A.C., WHICH REQUIRES PROVISION OF BASIC TELECOMMUNICATIONS SERVICE TO CERTAIN LOCATIONS AND PERSONS.

DOCUMENT NO. 01758, 2-14-02

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, ECR, CMP

Acknowledged BY:

JF/pc

PSC/CCA028-C (Rev10/01)

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF COMMISSION CLERK AND
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

ACKNOWLEDGMENT

DATE: 3/25/02

TO: MEZA / BELL SOUTH

FROM: M. SANDERS, Division of the Commission Clerk and
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

03380-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

000028-TL or (if filed in an undocketed matter) concerning _____

PORTIONS BS's Post Hearing BRIEF filed 3/4/02, and

filed on behalf of BELL SOUTH. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

MEMORANDUM

August 2, 2002

TO: KAY FLYNN/CCA
SANDY MOSES/CCA
MARY DISKERUD/GCL-APP
WANDA TERRELL/GCL-APP

FPSC, CLK - CORRESPONDENCE
Administrative Parties Counsel
DOCUMENT NO. 13666-04
DISTRIBUTION:

FROM: DAVID E. SMITH, ATTORNEY SUPERVISOR, GENERAL
COUNSEL/APPEALS, RULES & MEDIATION *DES/WS*

RE: ANTHONY PARKS v. JABER, et al.; FPSC DOCKET NO. 000028-TL;
FLORIDA SUPREME COURT CASE NO. SC02-1733.

RECEIVED-FPSC
02 AUG -2 PM 4:01
COMMISSION CLERK

Please note that the above appeal has been assigned to Patty Christensen and Chris Moore. The Notice of Administrative Appeal was filed on July 31, 2002. The case schedule is as follows:

<u>Date</u>	<u>Item</u>
<u>From day of filing:</u>	
<u>09/05/02</u>	Draft of Index of Record from CCA to Appeals Attorney.
<u>09/19/02</u>	Index of Record served on Parties.
<u>09/29/02</u>	Copy of Record to Appeals.
<u>10/09/02</u>	Appellant's Initial Brief Due.
<u>10/24/02</u>	Draft Commission Answer Brief Due.
<u>10/29/02</u>	Commission's Answer Brief Due.
<u>11/18/02</u>	Appellant's Reply Brief Due.

Matilda Sanders

0224 - Cfo

From: Jackie Schindler
Sent: Thursday, February 26, 2004 2:17 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 2/26/2004 2:09:00 PM
Docket Number: 000028-tl
Filename / Path: 000028or.pac.doc

an order granting motion for extension of duration of order granting request for specified confidential classification of document no. 02506-02 has been signed and moved to gc orders for issuance tomorrow

word document

thanks

js

YI

RECEIVED
18 FEB 27 AM 10:44
COMMISSION
CLERK

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

March 10, 2005

Ms. Nancy H. Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301-1556

Re: Return of Confidential Documents to the Source, Docket No. 000028-TL

Dear Ms. Sims:

Commission staff have advised that Confidential Document Nos. 00354-00, 00427-01, 01474-01, 01310-02, 02506-02, and 03380-02, filed on behalf of BellSouth Telecommunications, Inc. can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

Kay Flynn, Chief
Bureau of Records

KF/mhl
Enclosure

cc: Beth W. Salak, Division of Competitive Markets and Enforcement
Dale Mailhot, Division of Competitive Markets and Enforcement
Rick Moses, Division of Competitive Markets and Enforcement
Patty Christensen, Office of the General Counsel

RECEIVED

DATE

3/22/05