

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Joint petition of BellSouth Telecommunications, Inc. and Embarq Florida, Incorporated d/b/a Sprint Florida to transfer territories in Volusia County and to amend certificates.

DOCKET NO. 060393-TL
ORDER NO. PSC-06-0667-PAA-TL
ISSUED: August 7, 2006

The following Commissioners participated in the disposition of this matter:

LISA POLAK EDGAR, Chairman
J. TERRY DEASON
ISILIO ARRIAGA
MATTHEW M. CARTER II
KATRINA J. TEW

NOTICE OF PROPOSED AGENCY ACTION ORDER
GRANTING JOINT PETITION TO TRANSFER TERRITORIES
IN VOLUSIA COUNTY AND TO AMEND CERTIFICATES

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On May 12, 2006, BellSouth Telecommunications, Inc. ("BellSouth") and Embarq Florida, Inc. d/b/a Sprint Florida f/k/a Sprint-Florida, Incorporated ("Sprint Florida") (collectively as "Joint Petitioners") filed a Joint Petition to Transfer Territories in Volusia County and to Amend Certificates ("Joint Petition"). The Joint Petitioner's request that we modify the exchange boundaries in Volusia County, and also amend their respective certificates accordingly.

We have jurisdiction over this matter pursuant to Sections 364.01 and 364.345, Florida Statutes. The Joint Petitioners request a realignment of the current exchange boundaries in the Victoria Park Development. Furthermore, they request an amendment of the certificates associated with the exchanges. This realignment would reassign portions of BellSouth's Deland exchange to Sprint Florida's Orange City exchange. There are approximately sixteen single family lots in the Victoria Park Development, all located in the Northeast Increment 4 of Volusia County that will be directly affected. Currently, there are no subscribers living in this particular area. Since there are no subscribers in that area, no customers will be affected by modifying the Orange City exchange to include this portion of the Victoria Park Development.

DOCUMENT NUMBER-DATE

07040 AUG-7 8

FPSC-COMMISSION CLERK

The current boundary line divides the planned subdivision and individual lots, making service to customers more difficult. Changing the boundary lines, as the Joint Petitioners have requested, will better align the companies' exchange service areas, and will move the existing boundary so as to allow for a more cost effective service. Furthermore, the transfer would avoid consumers living in the same development from having different telephone service providers, different calling scopes, and different rates.

The Joint Petitioners filed their request with this Commission to avoid division of their boundaries, which in turn makes those boundaries more conducive to the provisioning and administration of service. The Joint Petitioners have agreed that there will be no financial exchange for the proposed transfer. Additionally, the Joint Petition is the only written agreement concerning this transfer of exchange boundaries.

Based upon the foregoing analysis, we find that this transfer will be beneficial to both the Joint Petitioners and future subscribers. Accordingly, we hereby approve the Joint Petition, allowing the transfer of a portion of the Victoria Park Development from the BellSouth Deland exchange to the Sprint Florida Orange City exchange. Upon issuance of this Order, final tariff pages shall be submitted to this Commission for administrative approval. The transfer shall become effective and final upon issuance of a Consummating Order in this docket.

If no protest is filed by a person whose substantial interests are affected within 21 days of issuance of this Order, then this docket shall be closed upon issuance of a Consummating Order. If a protest is filed, then this docket shall remain open pending further proceedings.

Based upon the foregoing, it is

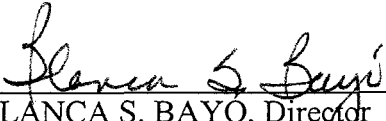
ORDERED by the Florida Public Service Commission that BellSouth Telecommunications, Inc. and Embarq Florida, Inc. d/b/a Sprint Florida f/k/a Sprint-Florida, Incorporated's Joint Petition to Transfer Territories in Volusia County and to Amend Certificates is approved. It is further

ORDERED that upon issuance of this Order, final tariff pages shall be submitted to this Commission for administrative approval. It is further

ORDERED that the transfer shall become effective and final upon issuance of a Consummating Order in this docket. It is further

ORDERED that if no protest is filed by a person whose substantial interests are affected within 21 days of issuance of this Order, then this docket shall be closed upon issuance of a Consummating Order. If a protest is filed, then this docket shall remain open pending further proceedings.

By ORDER of the Florida Public Service Commission this 7th day of August, 2006.



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

(SEAL)

KS

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 that is available under Section 120.57, 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 will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on August 28, 2006.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.