

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 060554-TL

IN RE: CARRIER-OF-LAST-RESORT; MULTITENANT BUSINESS
AND RESIDENTIAL PROPERTY

NOTICE OF PROPOSED RULE DEVELOPMENT

TO: ALL INTERESTED PERSONS

ISSUED: August 17, 2006

NOTICE is hereby given pursuant to Section 120.54, Florida Statutes, that the Florida Public Service Commission staff has initiated the development of Rule 25-4.084, Florida Administrative Code, to adopt provisions relating to carrier of last resort; multitenant business and residential property.

The attached Notice of Proposed Rule Development will appear in the August 25, 2006, edition of the Florida Administrative Weekly. A rule development workshop will be held at the following time and place:

Florida Public Service Commission
9:30 a.m., September 14, 2006
Betty Easley Conference Center
Room 140, 4075 Esplanade Way
Tallahassee, Florida

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at: 1-800-955-8771 (TDD).

DOCUMENT NUMBER-DATE

07401 AUG 17 06

FPSC-COMMISSION CLERK

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By DIRECTION of the Florida Public Service Commission, this 17th day of August,
2006.

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

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(SEAL)

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FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO. 060554-TL

RULE TITLE:

RULE NO.:

Carrier-of-Last-Resort; Multitenant Business and Residential Property

25-4.084

PURPOSE AND EFFECT: To codify the requirements for a local exchange company to petition the Commission for relief of its Carrier-of-Last-Resort (COLR) obligations to a multitenant business or residential property.

SUBJECT AREA TO BE ADDRESSED: Implementation of Section 364.025(6)(d), FS.

SPECIFIC AUTHORITY: 350.127(2) FS

LAW IMPLEMENTED: 364.025 FS

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: 9:30 a.m., September 14, 2006

PLACE: Betty Easley Conference Center, Room 140, 4075 Esplanade Way, Tallahassee, Florida

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1-800-955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Christiana T. Moore, Office of General Counsel, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, 850-413-6098.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

25-4.084 Carrier-of-Last-Resort; Multitenant Business and Residential Property.

(1) A petition for waiver of the carrier-of-last-resort obligation to a multitenant business or residential property pursuant to Section 364.025(6)(b), Florida Statutes, shall be filed with the Division of the Commission Clerk and Administrative Services and shall be delivered by hand delivery on the same day upon the relevant owners or developers together with a copy of section 364.025(6) and this rule.

(2) A petition for waiver of the carrier-of-last-resort obligation shall be limited to a single development.

(3) The petition must include the following:

(a) The name, address, telephone number, electronic mail address, and any facsimile number of the petitioner;

(b) The name, address, telephone number, electronic mail address, and any facsimile number of the attorney or qualified representative of the petitioner if any;

(c) The address or other specific description of the property for which the waiver is requested;

(d) The specific facts and circumstances that demonstrate "good cause" for the waiver as required by Section 364.025(6)(d);

(e) A statement that interested persons have 10 calendar days from the date the petition is filed with the Commission to file comments to the Commission, unless the tenth day falls on a Saturday, Sunday, or holiday, in which case the comments must be filed no later than the following working day; and

(f) A statement certifying that delivery of the petition has been made on the relevant owners or developers.

Specific Authority 350.127(2) FS. Law Implemented 364.025.

History–New