

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into the proper)	DOCKET NO. 890216-TL
application of Rule 25-14.003, F.A.C.,)	
relating to tax savings refund for 1988)	ORDER NO. 24661
and 1989 for GTE FLORIDA, INC.)	
<hr/>		ISSUED: 6/13/91

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman
 J. TERRY DEASON
 BETTY EASLEY
 GERALD L. GUNTER
 MICHAEL MCK. WILSON

ORDER CLOSING DOCKET

BY THE COMMISSION:

On April 1, 1991, the Commission issued Order No. 24306 requiring GTE Florida Inc. (GTEFL) to show cause why it should not be fined \$5,000 for violation of Rule 25-4.020(3), Florida Administrative Code.

On April 19, 1991, GTEFL submitted a check in the amount of \$5,000 in settlement of and without protest to the Order to Show Cause. GTEFL maintains its disagreement with the Commission's interpretation of "willful" pursuant to Section 364.285, Florida Statutes, but tenders the fine because it deems a settlement in the best interests of the Company and its ratepayers.

The destruction of records in violation of Rule 25-4.020(3) was the only issue outstanding in this docket. Since, GTEFL has submitted the fine amount proposed by the Order, no issues remain to be addressed. Therefore, we find it appropriate to close this docket.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that this docket is hereby closed.

DOCUMENT NUMBER-DATE

05932 JUN 13 1991

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By ORDER of the Florida Public Service Commission, this 13th
day of JUNE, 1991.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

TH

by: Kay Helton
Chief, Bureau of Records

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

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 Records and Reporting 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 or sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting 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

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notice of appeal must be in the form specified in Rule 9.900 (a),
Florida Rules of Appellate Procedure.