

FLORIDA PUBLIC SERVICE COMMISSION

Fletcher Building
101 East Gaines Street
Tallahassee, Florida 32399-0850

M E M O R A N D U M

June 2, 1994

TO : DIRECTOR, DIVISION OF RECORDS AND REPORTING

FROM : DIVISION OF APPEALS [BELLAK] RCB DES

RE : DOCKET NOS. ~~910163-TL~~ AND 920260-TL

AGENDA: JUNE 21, 1994

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: I:\PSC\APP\WP\910163#6.RCM

CASE BACKGROUND

Order No. PSC-93-1136-PCO-TL (Order) issued by the Prehearing Officer on August 4, 1993, in the above-consolidated dockets, granted Public Counsel's Motion to Compel Southern Bell employees Etta Martin and Danny King to answer deposition questions.

On August 16, 1993, Southern Bell filed a Motion For Review of the Prehearing Officer's Order by the full Commission. On August 25, 1993, Public Counsel filed its Response thereto.

DISCUSSION OF ISSUES

ISSUE 1: Should Southern Bell's Motion For Review be granted?

RECOMMENDATION: Yes.

STAFF ANALYSIS: During the pendency of Southern Bell's Motion for Review, the Commission approved a settlement of this case. Order No. PSC-94-0172-FOF-TL (February 11, 1994). Therefore, the contested issue of the depositions in question has become moot.

ISSUE 2: Should these dockets remain open?

RECOMMENDATION: Yes.

RCB

DOCUMENT NUMBER-DATE

05715 JUN-94

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