LAW OFFICES

# Messer, Vickers, Caparello, Madsen & Goldman

A PROFESSIONAL ASSOCIATION

SUITE 701 215 SOUTH MONROE STREET POST OFFICE BOX 1876 TALLAHASSEE, FLORIDA 32302-1876 TELEPHONE (904) 222-0720 TELECOPIER (904) 224-4359

HAND DELIVERY

Tallahassee

August 15, 1994

Ms. Blanca Bayo, Director Division of Records and Reporting Florida Public Service Commission 101 East Gaines Street Tallahassee, Florida 32399-0850

Re: Docket No. 920260-TL

Dear Ms. Bayo:

Enclosed for filing are an original and fifteen copies of McCaw Cellular Communications, Inc.'s Prehearing Statement in the above-referenced docket. Also enclosed is a 5 1/4" disk in WordPerfect Format 5.1 with the document called "920260.PHS"

Please indicate receipt of this document by stamping the enclosed extra copy of this letter.

Thank you for your assistance with this filing. ÂĈK AFA Sincerely, APP CAF RECEIVED & FILED CMU Self Floy R. nas FRS/amb EAG Enclosures LEG Natch 6 cc: Mr. Dan Olmetti LIN Parties of Record OPC RCH Vinspul SEC / WAS \_\_\_\_\_ OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE 08307 AUG 16 5 FPSC-RECORDS/REPORTING

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Comprehensive Review ) of the Revenue Requirements ) and Rate Stabilization Plan ) of Southern Bell Telephone and) Telegraph Company )

Docket No. 920260-TL Filed: August 15, 1994

MRIGINALI

FILE COPY

### PREHEARING STATEMENT OF MCCAW CELLULAR COMMUNICATIONS, INC.

McCaw Cellular Communications, Inc. ("McCaw"), through undersigned counsel, respectfully submits its prehearing statement.

#### A. APPEARANCES

Floyd R. Self Messer, Vickers, Caparello, Madsen, & Goldman, P.A. Post Office Box 1876 Tallahassee, FL 32302-1876

On behalf of McCaw Cellular Communications, Inc.

#### **B. WITNESSES**

McCaw does not intend to present witnesses; however, McCaw reserves the right to call witnesses, if necessary, as may be required by later filed testimony, the completion of discovery, or new issues identified at the prehearing conference.

#### C. EXHIBITS

McCaw has not prefiled any exhibits in this proceeding. McCaw reserves the right to present exhibits, if necessary, as may be required by later filed testimony, the completion of discovery, or new issues identified at the prehearing conference.

> DOCUMENT NUMBER-DATE 08307 AUG 16 # FPSC-RECORDS/REPORTING

#### D. BASIC POSITION

The rate reductions in the PAA Order No. PSC-94-0669-FOF-TL should be implemented as originally approved.

#### Ε. ISSUES AND POSITIONS

ISSUE 1: Under the terms of the Settlement, is the Florida Service Commission required to hold hearings on the rate design issues to implement the proposed rate reductions?

McCaw's Position: No.

ISSUE 2: Under applicable law, does the Commission have the authority to adopt the CWA proposal?

McCaw's Position: No.

ISSUE 3: Whether the rate reductions described in Order PSC-94-0669-FOF-TL are in the best interests of the ratepayer?

McCaw's Position: Yes.

Dated this 15th day of August, 1994.

Respectfully submitted, MESSER, VICKERS, CAPARELLO, MADSEN, & GOLDMAN, P.A. Post Office Box 1876 Tallahassee, FL 32302-1876 (904) 222-0720

R.

SELF, ESQ. FLOYD

Attorneys for McCaw Cellular Communications, Inc.

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of McCaw Cellular Communications, Inc.'s Prehearing Statement in Docket No. 920260-TL has been sent by U.S. Mail on this 15th day of August, 1994 to the following parties of record:

Division of Legal Services Fla. Public Service Commission 101 E. Gaines Street Tallahassee, FL 32399-0850

Ms. Robin Norton Division of Communications Fla. Public Service Commission 101 E. Gaines Street Tallahassee, FL 32399-0850

Mr. Rick Wright Division of Audit & Finance Fla. Public Service Commission 101 E. Gaines Street Tallahassee, FL 32399

Jack Shreve, Esq. Office of Public Counsel Room 812 111 W. Madison Street Tallahassee, FL 32399-1400

Harris R. Anthony Nancy B. White c/o Marshall M. Criser, III Southern Bell 150 S. Monroe Street Suite 400 Tallahassee, FL 32301

Joseph A. McGlothlin, Esq. Vicki Gordon Kaufman, Esq. McWhirter, Grandoff & Reeves 315 S. Calhoun St., Suite 716 Tallahassee, FL 32301 Mr. Joseph P. Gillan J. P. Gillan & Associates P. O. Box 541038 Orlando, FL 32854-1038

Peter M. Dunbar, Esq. Pennington & Haben, P.A. P. O. Box 10095 Tallahassee, FL 32302

Michael J. Henry, Esq. MCI Telecommunications Corp. 780 Johnson Ferry Road Atlanta, GA 30342

Richard D. Melson, Esq. Hopping Boyd Green & Sams P. O. Box 6526 Tallahassee, FL 32314

Chanthina R. Bryant, Esq. Sprint Communications Co., L.P. 3065 Cumberland Circle Atlanta, GA 30339

C. Everett Boyd, Esq. Ervin, Varn, Jacobs, Odom & Ervin P. O. Drawer 1170 Tallahassee, FL 32302 Michael W. Tye, Esq. AT&T Communications of the Southern States, Inc. 106 East College Avenue Suite 1410 Tallahassee, FL 32301 Mr. Monte Belote Fla. Consumer Action Network 4100 W. Kennedy Blvd., #128 Tampa, FL 33609 Mr. Dan B. Hendrickson P. O. Box 1201 Tallahassee, FL 32302 Mr. Don Bell 2880 N. Meridian Road Tallahassee, FL 32312 Michael A. Gross, Esq. Assistant Attorney General Department of Legal Affairs Room PL-01, The Capitol Tallahassee, FL 32399-1050 Benjamin H. Dickens, Jr., Esq. Blooston, Mordkofsky, Jackson & Dickens 2120 L Street, N.W. Washington, DC 20037 Mr. Douglas S. Metcalf Communications Consultants, Inc. P. O. Box 1148 Winter Park, FL 32790-1148 Thomas F. Woods, Esq. Gatlin, Woods, Carlson & Cowdery 1709-D Mahan Drive Tallahassee, FL 32308

1 .

Mr. Cecil O. Simpson, Jr. Regulatory Law Office 901 North Stuart Street Arlington, VA 22203-1837

Mr. Charles King Snavely, King & Associates, Inc. 1220 L Street, NW Washington, DC 20005

Mr. Lance C. Norris, President
Florida Public
Telecommunications
Association
315 S. Calhoun St., Suite 710
Tallahassee, FL 32301

Angela B. Green
Florida Public
Telecommunications
Association
315 S. Calhoun St., Suite 710
Tallahassee, FL 32301

Mr. Mike Fannon Cellular One 2735 Capital Circle, NE Tallahassee, FL 32308

Mark Richard, Esq. Attorney for Communications Workers of America Locals 3121, 3122 and 3107 304 Palermo Avenue Coral Gables, FL 33134

ESQ.