

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition of Arthur R.) DOCKET NO. 940739-TL
Jorgensen for a change in) ORDER NO. PSC-95-0869-FOF-TL
General Services Tariff relating) ISSUED: July 17, 1995
to Directory Assistance Service)
Rates (A3.102.a) of GTE FLORIDA)
INCORPORATED.)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER ACKNOWLEDGING WITHDRAWAL OF PETITION

BY THE COMMISSION:

On May 19, 1994, the Division of Consumer Affairs received a complaint from Arthur Jorgensen against GTE Florida Incorporated (GTEFL). After reviewing Mr. Jorgensen's complaint, Consumer Affairs contacted GTEFL and requested a report on how charges are assessed for directory assistance services. GTEFL responded to the complaint on June 9, 1994 and on June 10, 1994, Mr. Jorgensen was apprised of GTEFL's response.

Mr. Jorgensen was dissatisfied with the results of his complaint. He advised Consumer Affairs that he was working with Public Counsel to file a request with Division of Records and Reporting. On June 30, 1994, Mr. Jorgensen filed a Petition with Records and Reporting. On July 1, 1994, Division of Records and Reporting staff sent Mr. Jorgensen a letter informing him that his Petition had been received and forwarded to the Division of Legal Services for the appropriate action.

At the October 4, 1994 Agenda Conference, we concluded that Mr. Jorgensen's Petition was insufficient to justify a change in GTEFL's tariff. Accordingly, we denied the Petition in Order No. PSC-94-1326-FOF-TL. Mr. Jorgensen filed a protest to that

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Order and the matter was set for hearing on July 19, 1995. On May 12, 1995, Mr. Jorgensen sent a letter to the Commission withdrawing his Petition stating the following:

1. The tariff in question (A3.102.a) is being enforced by GTE and it is the PSC which should be in question, not the utility.
2. FPSC's survey found 97% accuracy and is uncontestable.
3. If the Governor signs current deregulation legislation everything will change.
4. Office of Public Counsel had an indifferent position.
5. Mr. Gillman of GTEFL promised quicker attention for service breakdowns.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Mr. Arthur Jorgensen's letter withdrawing his protest is hereby acknowledged. It is further

ORDERED that Order No. PSC-94-1326-FOF-TL is final and effective. It is further

ORDERED that this docket is hereby closed.

By ORDER of the Florida Public Service Commission, this 17th day of July, 1995.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay Jorgensen
Chief, Bureau of Records

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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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 and/or wastewater 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 notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.