



Public Service Commission

State of Florida

-M-E-M-O-R-A-N-D-U-M-

DATE: October 31, 1996
 TO: DIVISION OF RECORDS AND REPORTING
 FROM: DIVISION OF LEGAL SERVICES (PELLEGRINI) *GP*
 DIVISION OF COMMUNICATIONS (MOSES) *R*
 RE: COMPLAINT OF MR. CHARLES POE AGAINST GTE FLORIDA
 INCORPORATED FOR FAILURE TO REPLACE FACILITIES NECESSARY
 TO PROVIDE ADEQUATE AND RELIABLE SERVICE IN ACCORDANCE
 WITH RULES 25-4.069, F.A.C., MAINTENANCE OF PLANT EQUIPMENT,
 AND 25-4.0721(1), F.A.C., TRANSMISSION REQUIREMENTS.

Pursuant to Section 2.07C. (6) (d) Administrative Procedures Manual, staff requests that Docket No. 961107-TE be closed administratively. This complaint is being withdrawn and requires no Commission action.

Attachment

2

*OK
SPS
11/1/96*

*(Mr. Poe's
letter attached.)*

DOCUMENT NUMBER-DATE

11715 NOV-1 96

FPSC-RECORDS/REPORTING

10 - 16
Mr. Rick Moses
Engineer Supervisor
Bureau of Service Evaluation

Dear Mr. Moses,

I again want to thank you for your help and cooperation in helping me to get my new telephone line in Folk City.

Without your efforts with the FSC, I never would have gotten it.

It's nice to know that an individual can disagree with a large corporation and still win if he's right.

STE finished putting the line in on Oct. 11, 1996, which was the date they agreed on.

It has been working fine since then, although we had very little rain.

I'm supposed to get a drawing as to where the line is, and should be receiving it any day.

If I have any real problems, I'll let you know. Thanks again.

Sincerely,
Charles Poe



ITEM NO.

CASE

28

DOCKET NO. 961107-TL - Complaint of Mr. Charles Poe against GTE Florida Incorporated for failure to replace facilities necessary to provide adequate and reliable service in accordance with Rules 25-4.069, F.A.C., Maintenance of Plant Equipment, and 25-4.072(1), F.A.C., Transmission Requirements.

Docket Opened: 9/16/96

Critical Date: None

Commissioners Assigned: Full Commission
Prehearing Officer ADM

Staff: LEG: Pellegrini
CMU: Moses

Issue 1: Recommendation that GTEFL be ordered to bear the cost of replacing the facilities necessary to provide Mr. Charlie Poe with adequate and reliable service to Van Fleet Road in Polk City (telephone number 941/984-2137).

Issue 2: Recommendation that GTEFL be ordered to show cause why it should not be required to pay a \$25,000 fine to the Florida Public Service Commission, with the monies to be forwarded to the Office of the State Treasurer for deposit in the General Revenue Fund, for an apparent violation of Rule 25-4.072(1), F.A.C.

Issue 3: Recommendation that, if the Commission approves staff's recommendation in Issue 2, this docket should remain open to resolve the show cause matter. If the Commission does not approve staff's recommendation in Issue 2 and approves staff's recommendation in Issue 1, this docket should be closed if no person whose interests are substantially affected by the proposed action in Issue 1 files a protest within the 21-day protest period. If the Commission approves staff's recommendations in both Issues 1 and 2, and a proper protest is filed, this docket should remain open until both the protest and the show cause matter are resolved. If the Commission does not approve staff's recommendations in both Issues 1 and 2, this docket should be closed.

DECISION: Due to Tropical Storm Josephine, this item was deferred to the October 29, 1996 Commission Conference.

*There was no vote sheet for this item;
these minutes will take place of a vote sheet.*

ky