

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint by Danni Vogt ) DOCKET NO. 920980-TL  
against CENTRAL TELEPHONE COMPANY) ORDER NO. PSC-93-0247-AS-TL  
OF FLORIDA regarding service ) ISSUED: 02/15/93  
charges. )  
\_\_\_\_\_)

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman  
THOMAS M. BEARD  
SUSAN F. CLARK  
JULIA J. JOHNSON  
LUIS J. LAUREDO

ORDER ACCEPTING JOINT SETTLEMENT  
AGREEMENT AND CLOSING DOCKET

BY THE COMMISSION:

On September 30, 1992, Danni Vogt filed a Complaint against Central Telephone Company of Florida (Centel or Company) alleging that, since July of 1992, Centel has been improperly billing Mr. Vogt a business-line rate on his residential line.

On October 21, 1992, Mr. Vogt and Centel submitted a Joint Settlement Agreement (Attachment A). According to the Settlement: Mr. Vogt receives a credit in the amount of \$150.87 as detailed in the agreement, the complaint is dismissed with prejudice, the parties waive any right to further action and this docket is closed. The credit of \$150.87 reflects that Mr. Vogt's account is treated as a residential account as of July 31, 1992.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Joint Settlement Agreement entered into between Danni Vogt and Central Telephone Company of Florida is hereby approved. It is further

ORDERED that this docket shall be closed.

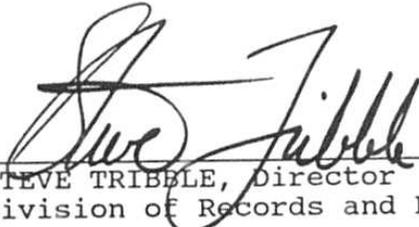
DOCUMENT NUMBER-DATE

01717 FEB 15 88

FPSC-RECORDS/REPORTING

ORDER NO. PSC-93-0247-AS-TL  
DOCKET NO. 920980-TL  
PAGE 2

By ORDER of the Florida Public Service Commission this 15th  
day of February, 1993.

  
\_\_\_\_\_  
STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

TH

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

ORDER NO. PSC-93-0247-AS-TL  
DOCKET NO. 920980-TL  
PAGE 3

ATTACHMENT A  
PAGE 1 OF 2 PAGES

DOCKET NO. 920980-TL  
JANUARY 7, 1992

ATTACHMENT A  
PAGE 1 OF 2 PAGES

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of )  
Danni Vogt )  
v. )  
Central Telephone Company )  
of Florida )  
\_\_\_\_\_ )

DOCKET NO. 920980-TL  
Filed: October 21, 1992

JOINT SETTLEMENT STATEMENT

Complainant, DANNI VOGT ("Vogt"), and Respondent, CENTRAL TELEPHONE COMPANY OF FLORIDA ("Central Telephone-Florida" or the "Company"), pursuant to Rule 25-22.032(11), Florida Administrative Code, file this written statement of settlement, and say:

1. On September 25, 1992, Vogt filed a Complaint before the FPSC against Central Telephone-Florida. On October 1, 1992, the FPSC sent a Notice of Complaint to the Company. The Notice of Complaint directed Central Telephone-Florida to respond to Vogt's Complaint by the close of business on October 21, 1992.

2. Since the Company received the Complaint, representatives of Central Telephone-Florida and Vogt have discussed the matters contained therein and have agreed to amicably settle the dispute between the parties. The terms of the settlement between the parties are as follows:

a. Central Telephone-Florida agrees to treat Vogt's account as a residential account effective July 31, 1992. The Company will credit Vogt's bill in an amount equal to \$150.87. This amount was computed as follows:

ORDER NO. PSC-93-0247-AS-TL  
DOCKET NO. 920980-TL  
PAGE 4

ATTACHMENT A  
PAGE 2 OF 2 PAGES

DOCKET NO. 920980-TL  
JANUARY 7, 1992

ATTACHMENT A  
PAGE 2 OF 2 PAGES

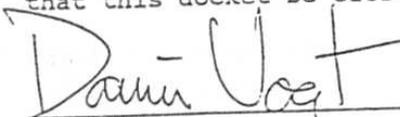
Business Line Connection Charge	\$ 34.00
Business Service Order (New)	22.00
Business Rate Differential	44.87
Inadvertent Disconnect	<u>50.00</u>
Total	<u>\$150.87</u>

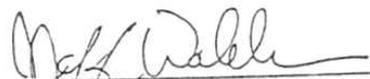
The business rate differential represents the difference between the B-1 rate charged to Vogt and the R-1 rate Vogt requested during the period from July 31, 1992, to October 20, 1992.

b. Vogt agrees that his Complaint should be dismissed with prejudice.

c. Vogt and Central Telephone-Florida agree that this settlement is binding on both parties, that the parties waive any right to further review or action by the Commission, and that this docket should be closed.

WHEREFORE, Vogt and Central Telephone-Florida respectfully request that the Commission accept this Settlement Statement and that this docket be closed.

  
DANNI VOGT  
508 N. Bronough Street  
P. O. Box 11301  
Tallahassee, FL 32302

  
LEE L. WILLIS and  
J. JEFFRY WAHLEN  
Ausley, McMullen, McGehee,  
Carothers & Proctor  
P. O. Box 391  
Tallahassee, FL 32301

ATTORNEYS FOR CENTRAL TELEPHONE  
COMPANY OF FLORIDA