

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Resolution by Suwannee Board of County Commissioners for extended area service (EAS) between Dowling Park/Lake City, Florida Sheriff's Boys Ranch/Lake City, and Luraville/Lake City.

DOCKET NO. 961238-TL
ORDER NO. PSC-97-1400-FOF-TL
ISSUED: November 10, 1997

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTION ORDER
REQUIRING THE IMPLEMENTATION OF
EXTENDED CALLING SERVICE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

We opened this docket in response to Resolution No. 96-33 filed by the Suwannee County Board of County Commissioners, requesting extended area service (EAS) between the Dowling Park, Florida Sheriff's Boys Ranch, and Luraville exchanges, and the Lake City exchange. The Dowling Park, Florida Sheriff's Boys Ranch, and Luraville exchanges are served by ALLTEL, Florida, Inc. (ALLTEL). The Lake City exchange is served by BellSouth Telecommunications, Inc. (BellSouth). All of these exchanges are in the Jacksonville LATA (local access and transport area).

DOCUMENT NUMBER-DATE

11535 NOV 10 97

FPSC-REG/REGS/REPORTING

ORDER NO. PSC-97-1400-FOF-TL
DOCKET NO. 961238-TL
PAGE 2

Under Chapter 364, Florida Statutes, we cannot require BellSouth, which has elected price regulation, to provide EAS for requests made after July 1, 1995. Suwannee County's request was filed on August 26, 1996. Thus, any decision to implement EAS from the Lake City exchange would have to be made by BellSouth. As such, by order No. PSC-96-1445-PCO-TL, issued December 2, 1996, we required only ALLTEL to provide one-way traffic information on the routes in this docket because ALLTEL remains under rate of return regulation, pursuant to Chapter 364.052(2), Florida Statutes.

Upon review of ALLTEL's traffic information, we determined that the Florida Sheriff's Boys Ranch/Lake City and Luraville/Lake City routes met the calling rate requirement of 3 Messages per Access Line per Month (M/A/Ms) or more set forth in Rule 25-4.060, Florida Administrative Code. We also found that each route exhibited a distribution of calls that, at 40% or greater, closely approached the distribution requirement in the rule. In addition, we determined that while, historically, we would have automatically considered the implementation of a \$.25 calling plan or extended calling service (ECS) on routes with similar calling rates and distribution factors, we would have to evaluate in this docket the viability of EAS, ECS, and other toll relief options on one-way routes due to changes in the federal and state law. Therefore, by Order No. PSC-97-0655-FOF-TL, issued June 9, 1997, we set this docket for hearing to consider the propriety and feasibility of a one-way alternative toll relief plan for the Florida Sheriff's Boys Ranch/Lake City and Luraville/Lake City routes.

Since the issuance of Order PSC-97-0655-FOF-TL, BellSouth has agreed to implement ECS on the two routes identified in the Order. Thus, ECS can now be implemented on these routes in both directions. A hearing on the feasibility of one-way EAS/ECS is, therefore, no longer necessary.

Because we previously reviewed the traffic data and determined that it would have been appropriate to implement ECS on the Florida Sheriff's Boys Ranch/Lake City and Luraville/Lake City routes, we shall now require ALLTEL to implement ECS on these routes. Residential calls shall be rated at \$.25 per call regardless of duration, and business calls shall be rated at \$.10 for the first minute and \$.06 for each additional minute. IXCs may continue to carry the same type of traffic on these routes that they are currently authorized to carry. Furthermore, ALLTEL shall implement ECS on these routes as soon as possible, but not to exceed six months from the issuance of this Order.

ORDER NO. PSC-97-1400-FOF-TL
DOCKET NO. 961238-TL
PAGE 3

Based on the foregoing, it is therefore

ORDERED by the Florida Public Service Commission that ALLTEL, Florida, Inc. shall implement extended calling service on the Florida Sheriff's Boys Ranch/Lake City route and the Luraville/Lake City route, as set forth in the body of this Order. It is further

ORDERED that extended calling service shall be implemented on these routes not to exceed six months from the issuance of this Order. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective unless an appropriate petition, in the form provided by Rule 25-22.036, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed.

By ORDER of the Florida Public Service Commission this 10th day of November, 1997.

BLANCA S. BAYÓ, Director
Division of Records and Reporting


By: Kay Flynn, Chief
Bureau of Records

(S E A L)

BC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on December 1, 1997.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party substantially affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water 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.