



ORDER NO. 23566  
DOCKETS NOS. 881547-TL & 880069-TL  
PAGE 2

ballots to all customers of record, to be returned by August 9, 1990.

1,199 or 64% of the ballots were returned. 1,010 subscribers (54%) voted in favor of the EAS plan, while 174 subscribers (9%) voted against it. 15 ballots (1%) were invalid. 36% of the ballots were not returned. In order for the survey to pass, we required a margin of 50% plus one (1) favorable vote (at least 944 votes) out of all subscribers surveyed. Therefore, the survey has passed and ALLTEL and Southern Bell are hereby directed to take the necessary action to implement the provisions of Orders Nos. 22842 and 22952, including the filing of appropriate tariff revisions, as soon as possible, but no later than twelve (12) months from the date of this Order, in accordance with the terms and conditions specified in those Orders. Additionally, because interLATA routes are involved in this EAS plan, Southern Bell shall immediately begin taking action to obtain a waiver of Judge Greene's Modified Final Judgment in order to implement the plan.

Finally, by Order No. 20162, as amended by Order No. 21055, in Docket No. 880069-TL, we set aside \$10,000,000 for 1990 for EAS implementation by Southern Bell. Accordingly, the revenue impact to Southern Bell to implement EAS in Docket No. 881547-TL shall be applied to the monies set aside in Docket No. 880069-TL. If implementation is prior to January 1, 1991, the revenue impact shall be applied to the monies set aside for 1990; otherwise it shall be applied to 1991.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that ALLTEL Florida, Inc. and Southern Bell Telephone and Telegraph Company shall implement extended area service pursuant to the terms set forth herein. It is further

ORDERED that Docket No. 881547-TL is hereby closed. It is further

ORDERED that Docket No. 880069-TL shall remain open.

ORDER NO. 23566  
DOCKETS NOS. 881547-TL & 880069-TL  
PAGE 3

By ORDER of the Florida Public Service Commission, this  
2nd day of OCTOBER, 1990.

  
STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

ABG

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 Appellate Procedure. The

ORDER NO. 23566  
DOCKETS NOS. 881547-TL & 880069-TL  
PAGE 4

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