

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for waiver of ) DOCKET NO. 910982-TP  
Rule 25-4.0345(1)(b)(2) regarding ) ORDER NO. PSC-92-0249-FOF-TP  
demarcation point for single ) ISSUED: 04/27/92  
line/multi premises building by )  
FOUR FREEDOMS HOUSE OF MIAMI )  
BEACH. )  
\_\_\_\_\_ )

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman  
SUSAN F. CLARK  
J. TERRY DEASON  
BETTY EASLEY  
LUIS J. LAUREDO

ORDER ACKNOWLEDGING WITHDRAWAL OF  
REQUEST FOR WAIVER AND CLOSING DOCKET

BY THE COMMISSION:

On September 19, 1991, Four Freedoms House of Miami Beach (Four Freedoms) filed a Request for Waiver of Rule 4.0345(1)(b)(2), Florida Administrative Code, (Request) which defines demarcation points. This was to facilitate an Entry Control Service which was to be provided by Ameritel Corporation (Ameritel). Ameritel acted as Four Freedoms' agent in this matter. The proposed system would have required multiple demarcation points at Four Freedoms. Southern Bell agreed to sell or lease riser cable facilities to Four Freedoms, but objected to the interpositioning of the equipment on network access lines.

At the October 15, 1992, Agenda Conference, we deferred making a decision on the Request pending the outcome of a generic investigation regarding demarcation points in Docket 910869-TL. Since that time, a compromise between Four Freedoms and Southern Bell has been reached and a system, which does not require a rule waiver, has been installed. Therefore, Four Freedoms, by its agent Ameritel, has withdrawn its Request.

Upon review, we acknowledge the withdrawal of Four Freedoms' Request. Since the demarcation point issue is being investigated generically in another Docket, nothing remains to be done in this case and we shall close the Docket.

Therefore, based upon the foregoing, it is

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ORDERED by the Florida Public Service Commission that withdrawal of Four Freedoms' Request for Waiver is hereby acknowledged. It is further

ORDERED that this Docket is hereby closed.

By ORDER of the Florida Public Service Commission, this 27th day of April, 1992.

  
STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

CWM

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