

22555, issued in Docket No. 890881-TL. The two year anniversary of the Order was February 15, 1992. By that Order, United was required to provide notice to the three customers of the impending change in service. United indicates that it has complied with this requirement.

On December 16, 1991, United filed a tariff to request an extension of time to serve General Telephone's two Haines City customers for an additional five years or until such time as there is some demand for expansion of services into that area of Polk County.

Our staff contacted GTEFL regarding the proposed five year extension of cross-boundary service. On February 6, 1992, GTEFL filed a request to extend the cross-boundary service for only one year to allow them time to install facilities in the area. GTEFL has notified its affected customers of the pending request, and intent to provide service. On February 10, 1992, United filed a revised tariff to reflect GTEFL's request for extension of time for only one year.

In addition, United has asked to extend its service to Southern Bell's Vero Beach customer until May 15, 1992. By letter dated February 13, 1992, Southern Bell concurred with United's request to continue serving Southern Bell's customer until May 15, 1992. At that time, Southern Bell shall serve the customer. The local exchange company, local calling scope, telephone number and local rates will change for the Vero Beach customer. Southern Bell has notified its Vero Beach customer of the pending changes in local exchange company, calling scope, telephone number change, and rate change.

GTEFL states that it encountered several problems in attempting to comply with Order No. 22555. Specifically, GTEFL found that service to these two customers would require GTEFL to install lines on roads which were within United's territory. As a result, the company's cost of installing these facilities would escalate. GTEFL met with representatives of United to negotiate a service boundary change which would allow United to serve the two customers as part of United's own territory. The Companies were unsuccessful in reaching a mutually agreeable boundary change. GTEFL's efforts to find the most cost-effect method of providing these two customers with service, caused a delay. As a result the Company, has requested an extension of time for one year to install facilities. According to GTEFL, the two customers will receive GTEFL service no later than February 15, 1993.

Southern Bell will have facilities in place by May 15, 1992 to provide service to its customer in Vero Beach. The Vero Beach customer was provided notice of the pending change two years ago by United, as ordered in Order No. 22555. The customer was informed of the following changes to her local service: local exchange company, calling scope, telephone number and rate. Southern Bell has provided the customer with notice of the change in her local exchange company, calling scope, telephone number and rates. Southern Bell shall provide the customer with notice of the date when service will be switched. Currently Southern Bell's customer is served from the Okeechobee exchange of United's territory.

Upon review, we approve GTEFL's request for a one-year extension of time to install facilities to serve its two Haines City customers which are currently being provided service by United. GTEFL shall provide the affected customers with notice of the pending change in local exchange company, calling scope, telephone number and rates. The Company shall also provide the customers a tentative date for the change in service, which shall be no later than February 15, 1993.

Additionally, we approve United's tariff to provide service to Southern Bell's Vero Beach customer until May 15, 1992, and to two Haines City customers of GTEFL until February 15, 1993.

Therefore, based upon the foregoing, it is

ORDERED by the Florida Public Service Commission that GTE Florida Incorporated's request for a one-year extension is hereby approved. It is further

ORDERED that GTE Florida Incorporated shall provide notice to the two Haines City customers regarding the pending change in local telephone companies, local calling scope, telephone number and rate. In addition, GTE Florida Incorporated shall provide the customers with a tentative date when service will be changed. Such date shall not be later than February 15, 1993. It is further

ORDERED that United Telephone Company of Florida's tariff to allow the Company to continue providing service to Southern Bell Telephone and Telegraph Company's Vero Beach customer until May 15, 1992, and GTE Florida Incorporated's two Haines City customers until February 15, 1993 is hereby approved. It is further

ORDERED that these Dockets shall be closed at the end of the proposed agency action protest period assuming no timely protest is received. A protest to one Docket shall not prevent the closing of the other.

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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)

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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.

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 at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on May 18, 1992.

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.

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If this order becomes final and effective on the date described above, any party adversely 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. This filing must be completed within thirty (30) days of the effective date 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.

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