

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for extension) DOCKET NO. 920270-TL
of time to implement the) ORDER NO. PSC-92-0557-FOF-TL
Gilchrist County \$.25 calling) ISSUED: 06/23/92
plan by ALLTEL FLORIDA, INC.)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK
J. TERRY DEASON
BETTY EASLEY
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION
ORDER GRANTING EXTENSION OF TIME

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 adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

By Order No. 25340, issued November 13, 1991, we proposed accepting an agreement reached between a number of the parties to Docket No. 870790-TL. Under the terms of this agreement, the alternative toll relief plan known as the \$.25 plan would be implemented between a number of exchanges in Gilchrist County. No protest was filed to our proposal, so Order No. 25340 became final on December 5, 1991.

Four exchanges are affected by Order No. 25340: Branford, High Springs, Newberry, and Trenton. The Branford and High Springs exchanges are served by ALLTEL Florida, Inc. (ALLTEL), while the Newberry and Trenton exchanges are served by Southern Bell Telephone and Telegraph Company (Southern Bell). In addition to involving intercompany routes, this toll relief plan also involves interLATA (local access transport area) routes. The Branford and High Springs exchanges are located in the Jacksonville LATA, while the Newberry and Trenton exchanges are located in the Gainesville LATA. None of the four exchanges are located exclusively in Gilchrist County.

By Order No. 25340, we directed that the \$.25 plan be implemented on the following routes:

DOCUMENT NUMBER-DATE

05648 JUN 23 1992

FPSC-RECORDS/REPORTING

Branford to High Springs
Trenton to Newberry
Branford to Trenton*
High Springs to Trenton*
Branford to Newberry*

The Branford to High Springs route is an intracompany intraLATA route served by ALLTEL, while the Trenton to Newberry route is an intracompany intraLATA route served by Southern Bell. The three remaining routes (marked with an asterisk) are intercompany interLATA routes. Order No. 25340 requires that the \$.25 plan be implemented on all five of these routes no later than July 1, 1992.

On March 23, 1992, ALLTEL filed a Request for Extension of Time (Request) until August 1, 1992, to implement the \$.25 plan in Gilchrist County. As grounds for its Request, ALLTEL states that it is undergoing an extensive billing system change-out and has experienced some delays in that project. ALLTEL asserts that it will be capable of implementing the \$.25 plan for Gilchrist County on August 1, 1992, simultaneous with the implementation of all other \$.25 plans by ALLTEL.

In evaluating ALLTEL's request, we note that three of the affected routes are interLATA routes and are still awaiting approval of a waiver of the Modified Final Judgment (MFJ). As a result, these three routes (marked with an asterisk in the chart above) cannot be implemented unless and until Southern Bell has received its requested MFJ waiver. Since these three routes are intercompany routes as well, this also affects ALLTEL's implementation date. We also note that Southern Bell's intracompany route (Trenton to Newberry) was implemented on March 20, 1992.

Upon review, we find it appropriate to approve ALLTEL's request for an extension of time until August 1, 1992, for the Branford to High Springs route. For the three interLATA routes, we shall grant an extension of time to both ALLTEL and Southern Bell until a decision is made on Southern Bell's MFJ waiver request. Normally, we do not grant indefinite extensions of time; however, on these facts, we believe such action is proper and warranted.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Request for Extension of Time filed by ALLTEL Florida, Inc. on

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March 23, 1992, is hereby granted to the extent set forth herein.
It is further

ORDERED that ALLTEL Florida, Inc. shall implement the \$.25 plan on the Branford to High Springs route by August 1, 1992. It is further

ORDERED that ALLTEL Florida, Inc. and Southern Bell Telephone and Telegraph Company shall be granted an extension of time as outlined herein for the three intercompany interLATA routes described herein. It is further

ORDERED that if no proper protest is filed within the time frame set forth below, our proposed action shall become final and this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 23rd day of June, 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

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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 July 14, 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.

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.