

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of ) DOCKET NO. 940998-TI  
tariff filing to offer an ) ORDER NO. PSC-94-1328-FOF-TI  
Intrastate Usage Incentive by ) ISSUED: October 27, 1994  
AT&T COMMUNICATIONS OF THE )  
SOUTHERN STATES, INC. (T-94-496 )  
filed 9/14/94 )

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The following Commissioners participated in the disposition of this matter:

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

ORDER APPROVING TARIFF

BY THE COMMISSION:

AT&T Communications of the Southern States, Inc. (ATT-C) has filed to offer a promotion for its Software Defined Network (SDN) Service which is scheduled to run from October 14, 1994 through December 31, 1994. Because a promotion has been run on this service during 1994, ATT-C requests a waiver of Rule 25-24.485(1)(i), Florida Administrative Code, which restricts promotional offerings to 90 days during any one year period.

SDN service satisfies the telecommunication requirements of customers having a need to communicate between many geographically dispersed locations. SDN service permits a customer to establish a communications path between designated SDN stations that are connected by dedicated access facilities to designated ATT-C Central Offices. Features for SDN service include Call Management, a uniform 7-digit network numbering plan, on-network and off-network calling capability, and system reports.

ATT-C is offering this promotion under two different options to new and existing SDN customer locations. The first option is called Incentive Plan-P and offers an incentive for each of a customer's locations that commit to maintaining service for 12 consecutive months and commit to increasing their annual intraLATA usage by \$1500.00 or more during this 12 month period. Each of the customer's locations participating in this incentive will receive

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a coupon valued at \$600.00. This coupon is redeemable for goods and services from participating vendors, or for a bill credit which will appear on the customer's second full month's bill following enrollment in the plan. If a customer terminates service before the end of the 12 month period, or does not meet or exceed an annualized minimum incremental intrastate increase of \$1500.00 during the same twelve month period, then a shortfall charge of \$600.00 will be billed to the customer.

The second option is called Incentive Plan-A and it also requires a 12 consecutive month commitment, with increasing intraLATA usage during that period. Each of a customer's locations participating in the A-Plan will receive either a coupon which is redeemable for goods and services from participating vendors, or a bill credit which will appear on the customer's second full month's bill following enrollment in the plan. Each of the customer's locations may qualify for only one of the Coupon Value/Bill Credits listed below. Under Incentive Plan-A, the value of the coupon or credit is based on the number of lines at each of the customer's locations and the incremental increased level of commitment.

Rule 25-24.485 (1)(i), Florida Administrative Code, restricts promotional offerings to 90 days during any one year period. The intent of the rule is to simplify the filing process by allowing a company to file a single tariff change, rather than filing one tariff revision to decrease the rate and then another to restore the original rates. We do not object to this promotion lasting more than 90 days, because the program benefits customers by effectively lowering rates. Therefore, upon consideration we approve the requested waiver of Rule 25-24.485 (1)(i), Florida Administrative Code, to allow ATT-C to offer these incentive programs over the extended period of time.

Based on the foregoing, it is

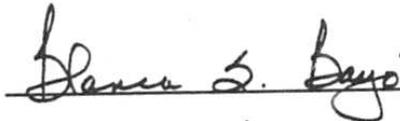
ORDERED by the Florida Public Service Commission that AT&T Communications of the Southern States Inc.'s request for a waiver of Rule 25-24.485(1)(i), Florida Administrative Code, is approved pursuant to Rule 25-24.455(4), Florida Administrative Code, from October 14, 1994 through December 31, 1994, as it applies to the promotion for Software Defined Network service. It is further

ORDERED that if a protest is filed in accordance with the requirements set forth below, the tariff shall remain in effect with any increase in revenues held subject to refund pending resolution of the protest. It is further

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ORDERED that if no protest is filed in accordance with the requirements set forth below, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 27th day of October, 1994.



BLANCA S. BAYÓ, 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 Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the action proposed files a petition for a formal proceeding, as provided by Rule 25-22.036(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a)(d) and (e), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on November 17, 1994.

In the absence of such a petition, this order shall become final on the day subsequent to the above date.

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 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 date this Order becomes final, 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.