

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Proposed tariff filing to )	DOCKET NO. 910104-TI
provide a special service arrangement )	
and a promotional offering to Florida )	ORDER NO. 24286
state government by AT&T )	
Communications of the Southern States )	ISSUED: 3/26/91
)	

The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman  
 J. TERRY DEASON  
 BETTY EASLEY  
 GERALD L. GUNTER  
 MICHAEL McK. WILSON

ORDER APPROVING TARIFF

BY THE COMMISSION:

AT&T Communications of the Southern States, Inc. (ATT-C), along with several other IXCs, responded to the State of Florida's Invitation to Bid (ITB) No. DGS 90/91-021, and was awarded the contract to provide ACCUNET T1.5 and ACCUNET T45 services involving routes between eleven nodes for the government of the State of Florida.

ATT-C has been given the authority to respond to invitations to bid and, on a case-by-case basis, has been allowed to provide services under Special Service Arrangements if awarded the contract (See Order No. 21512). However, before ATT-C is permitted to implement the contract, this Commission must first approve all Special Service Arrangements proposed by ATT-C by examining the proposed tariff to ensure that those proposed rates cover their relevant costs. ATT-C has made available the cost analysis done for this offering. We have reviewed this information and find that the proposed rates cover the relevant costs in the aggregate. Therefore, we find it appropriate to approve the Special Service Arrangement for ATT-C.

In conjunction with this filing providing for a Special Service Arrangement, ATT-C also requests as a promotion for those services specified in ITB No. 90/91-021 that the non-recurring charge be waived during a 90 day period commencing on the effective date of the tariff, February 25, 1991, with the condition that the installation of services be no later than July 15, 1991.

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We have in the past allowed ATT-C to waive, as a promotion, its non-recurring charges in connection with the Company's successful bid on DGS 88/89-096 to provide ACCUNET T1.5 service. (See Order No. 21512). Therefore, we find it appropriate to approve ATT-C's request to offer a 90 day promotion to waive non-recurring charges for installation of ACCUNET services as specified in ITB No. 90/91-021.

This docket shall be closed upon expiration of the protest period, if no protest is received.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that AT&T Communications of the Southern States, Inc.'s tariff to provide Accunet T1.5 and T45 Service to the State of Florida is approved as set forth in the body of this Order. It is further

ORDERED that AT&T Communications of the Southern States, Inc.'s request to waive non-recurring charges is approved as set forth in the body of this Order. 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 revenues held subject to refund pending resolution of the protest. It is further

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

By ORDER of the Florida Public Service Commission, this 26th day of MARCH, 1991.

  
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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 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 at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on April 16  
1991.

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.

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 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 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.