

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of) DOCKET NO. 931146-TL
tariff filing to introduce) ORDER NO. PSC-94-0086-FOF-TL
special service-arrangements for) ISSUED: January 25, 1994
Performance and Fault Management)
Service (PFMS) by BELLSOUTH)
TELECOMMUNICATIONS, INC. d/b/a)
SOUTHERN BELL TELEPHONE AND)
TELEGRAPH COMPANY (T-93-671))
_____)
)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK
JULIA L. JOHNSON
LUIS J. LAUREDO

ORDER APPROVING TARIFF FILING

BY THE COMMISSION:

On November 11, 1993, BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell or Company) filed a tariff proposing to provide Performance and Fault Management Service (PFMS). PFMS allows for monitoring of switched services through mechanized systems that provide surveillance and trouble isolation functions. These services may include ESSX service facilities, PBX trunks, or local exchange service. The anticipated demand for PFMS is from larger business customers with a need for network monitoring services. PFMS will be provided on a special service arrangement basis.

Special service arrangements are provided by the Company at the request of customers on a case-by-case basis according to the following criteria: 1) the requested service or arrangements are not offered under other sections of this tariff; 2) the facilities utilized to provide the requested service or arrangements are of a type normally used by the Company in furnishing its other services; 3) the requested service or arrangements are compatible with other Company services, facilities, equipment, and its engineering and maintenance practices and 4) the offering is subject to the availability of the necessary Company personnel and capital resources.

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The Company states that the instant tariff is being filed to comply with commitments it made in conjunction with its petition for relief from the Federal Communications Commission's (FCC) Computer Inquiry II structural separations requirements for Open Network Architecture services. The Computer Inquiry II decision mandated the separation of all and any forms of terminal equipment at a customer premise from the service provided by a carrier. According to the Company the FCC requested that language notifying customers of the availability of PFMS on a special service arrangement basis be added to the tariff.

Upon consideration we find that the tariff should be and is hereby approved effective January 16, 1994. Introduction of this service will have no negative impact on the general body of rate payers. Moreover, PFMS provides customers a service that allows them to better monitor their own systems.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the tariff proposing to provide Performance and Fault Management Service filed by BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell or Company) is approved as set forth in the body of this Order. It is further

ORDERED that the tariff shall be effective January 16, 1994. It is further

ORDERED that if a timely protest is filed in accordance with the requirements set forth below, this tariff shall remain in effect pending resolution of the protest. If no timely protest is filed, this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 25th day of January, 1994.

STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

TWH

by: Kay Deegan
Chief, Bureau of Records

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 February 15, 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.

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.