

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for approval of ) DOCKET NO. 941284-TL  
tariff filing to change method ) ORDER NO. PSC-95-0237-FOF-TL  
of payment of Set Use Fee to pay ) ISSUED: February 21, 1995  
telephone (PATS) providers by )  
GTE FLORIDA INCORPORATED. )  
(T-94-631 filed 11/18/94) )  
\_\_\_\_\_)

The following Commissioners participated in the disposition of this matter:

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

NOTICE OF PROPOSED AGENCY ACTION  
ORDER AUTHORIZING METHOD OF PAYMENT OF SET USE FEES  
FOR LOCAL EXCHANGE TELEPHONE COMPANIES

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

On November 18, 1994, GTE Florida Incorporated (GTEFL) filed a tariff to change the method of payment of Set Use Fees to pay telephone (PATS) providers. GTEFL currently renders a monthly check to the PATS provider which equals the billed Set Use Fee charges minus adjustments for bad debts. Instead of issuing a separate check, GTEFL will issue a credit on the monthly bill rendered to the PATS provider that will equal the Set Use Fee charges minus an amount for adjustments, such as bad debts and billables which are uncollectible. The credit will replace the checks that GTEFL sends monthly. The dollar amount of the credit on the monthly bill would be the same as the amount that is rendered on the checks.

We approved GTEFL's tariff by Order No. PSC-95-0236-FOF-TL, issued February 21, 1995. GTEFL's tariff will have no effect on revenues. We believe the transition to issuing a credit on the monthly bill as opposed to checks is reasonable. The tariff will

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ORDER NO. PSC-95-0237-FOF-TL  
DOCKET NO. 941284-TL  
PAGE 2

have no effect on the general body of ratepayers nor is there a revenue increase associated with it.

Currently, the other local exchange companies (LECs), except BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell), remit funds to pay telephone providers through the issuance of checks. Southern Bell has been issuing credits to pay telephone providers since July, 1993. Other LECs may also want to change the method of payment for the Set Use Fee.

We find that if the other LECs file tariffs with an option for payment of the Set Use Fee that are consistent with the tariff we approved for GTEFL in Order No. PSC-95-0236-FOF-TL, the tariffs shall go into effect without further Commission review.

Based on the foregoing, it is,

ORDERED by the Florida Public Service Commission that should local exchange companies file tariffs with an option for payment of the Set Use Fee, consistent with that filed by GTE Florida Incorporated, the tariffs shall go into effect without further Commission review. It is further

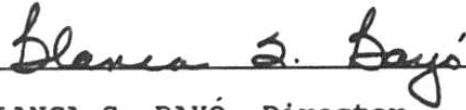
ORDERED that these tariffs shall become effective on the date filed or the requested effective date, whichever is later. It is further

ORDERED that this Order shall become final and effective on the date set forth below if no timely protest is filed pursuant to the requirements set forth below. It is further

ORDERED that if no protest is timely filed in accordance to the requirements set forth below and if no timely protest is filed in Order No. PSC-95-0236-FOF-TL, then this docket shall be closed.

ORDER NO. PSC-95-0237-FOF-TL  
DOCKET NO. 941284-TL  
PAGE 3

By ORDER of the Florida Public Service Commission, this 21st  
day of February, 1995.



BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

DLC

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, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on March 14, 1995.

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

ORDER NO. PSC-95-0237-FOF-TL  
DOCKET NO. 941284-TL  
PAGE 4

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 substantially 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.