

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition to Initiate ) DOCKET NO. 951145-TL  
Rulemaking Proceeding to Address ) ORDER NO. PSC-97-0297-FOF-TL  
Imputation Requirements Under ) ISSUED: March 17, 1997  
Recently Revised Chapter 364, )  
Florida Statutes, by GTE Florida )  
Incorporated. )

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The following Commissioners participated in the disposition of this matter:

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

ORDER CLOSING DOCKET

BY THE COMMISSION:

By Order No. PSC-95-1403-FOF-TL, the Commission granted GTE Florida Incorporated's (GTE's) petition to initiate rulemaking to address the imputation requirements set forth in Section 364.051(6)(c), Florida Statutes. In re: Petition to Initiate Rulemaking Proceeding to Address Imputation Requirements Under Recently Revised Chapter 364, Florida Statutes, by GTE Florida Incorporated, 95 F.P.S.C. 11:398 (1995). On January 30, 1997, GTE filed a withdrawal of its petition to initiate rulemaking.

Since GTE filed its petition to initiate rulemaking, dramatic changes have occurred in the telecommunications arena. The most important change was Congress' passage of the Telecommunications Act of 1996. The ever-changing regulatory climate precludes formulating a policy at this time.

Because related matters are not sufficiently resolved and we have not had the necessary experience under the new state and federal laws to establish our imputation policy, we acknowledge GTE's withdrawal of its petition. Section 120.54(1)(a)1.a. and b., Florida Statutes.

It is therefore

ORDERED that the Florida Public Service Commission acknowledges the withdrawal of GTE Florida Incorporated's petition to initiate rulemaking filed in this docket. It is further

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ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 17th  
day of March, 1997.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

by: Kay Flynn  
Chief, Bureau of Records

( 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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or 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 after the issuance 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.