

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of Clipper Bay) DOCKET NO. 920168-TL
Condominium Association, Inc.,) ORDER NO. PSC-92-1260-FOF-TL
Cinnamon Cove Terrace Condominium) ISSUED: 11/03/92
I Association, Inc., Estero Sands)
Condominium Association, Inc.,)
and The Sand Caper Condominium)
Association, Inc. against)
UNITED TELEPHONE COMPANY OF)
FLORIDA for expedited relief to)
cease alleged charging of)
commercial rates for residential)
service.)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK
J. TERRY DEASON
BETTY EASLEY
LUIS J. LAUREDO

ORDER CLOSING DOCKET

BY THE COMMISSION:

On February 19, 1992, Clipper Bay Condominium Association, Inc. and several other condominium associations (Clipper Bay) filed a Complaint against United Telephone Company of Florida (United) regarding the rates charged for elevator telephones. On March 16, 1992, United filed its Answer to Clipper Bay's Complaint and a Motion to Dismiss. On March 24, 1992, the Office of Public Counsel (OPC) filed a Response to United's Motion to Dismiss.

By Order No. PSC-92-0625-FOF-TL, issued on July 7, 1992, the we found that "under the current tariff of United Telephone of Florida, the elevator telephones at issue are appropriately charged business rates."

On July 20, 1992, OPC filed a Protest to the July 7, 1992, Order. Upon receipt of a signed CASR in Docket No. 920837 (Investigation into Proper Tariffing of Telephone Service for Elevators and Common Areas Within Residential Facilities), OPC withdrew its Protest in the Clipper Bay Docket.

Therefore, it is

DOCUMENT NUMBER-DATE

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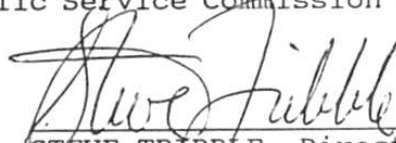
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ORDERED by the Florida Public Service Commission that the withdrawal of OPC's Protest is hereby accepted and Order No. PSC-92-0625-FOF-TL is now final. It is further

ORDERED that Docket No. 920168 is hereby closed.

By ORDER of the Florida Public Service Commission this 3rd day of November, 1992.



STEVE TRIBBLE, Director
Division of Records and Reporting

(S E A L)

CWM

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 Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.