

Public Service Commission

MAR - 7 1994



-M-E-M-O-R-A-N-D-U-M-

DATE: March 7, 1994
TO: BILL TALBOTT, EXECUTIVE DIRECTOR
FROM: NOREEN S. DAVIS, DIRECTOR OF LEGAL SERVICES *had*
 WALTER D'HAESELEER, DIRECTOR OF COMMUNICATIONS *ATT*
RE: DOCKET NO. 940139-FL - Investigation of Central Telephone Company of Florida's provision of Centrex service to Royal Oaks Apartments in violation of Section 364.339(1)(b), F.S., Order No. 17111, Rule 25-24.560, F.A.C., and General Customer Services Tariff 23.8.3.

A request for a deferral of the above referenced docket (scheduled as item 13 on the March 8, 1994 regular agenda conference) has been received. Staff does not object to the deferral of this item.

Attachment

cc: Tracy Hatch, LEG
 Kathy Lewis, CMU

*Mr. Chairman,
 we recommend approval of request
 MAB*

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Alan N. Berg
Senior Attorney

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March 4, 1994

Mr. Tracy Hatch
Division of Legal Services
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32301

RE: Royal Oaks Apartments, Docket No. 940139-TL

Dear Mr. Hatch:

The matter of Central Telephone Company of Florida's Centrex Service to the Royal Oaks Apartments is on the Florida Public Service Commission Agenda for March 8, 1994. Centel by this letter is requesting a deferral of this matter until the next Agenda.

Although Centel has no problem on a going forward basis with what the Staff is proposing, Centel does feel that its interpretation of Order No. 17111 and its tariff are reasonable readings of those documents. In fact the language in Centel's tariff which the recommendation proposes changing is a quote from the Order.

Centel has five customers, including Royal Oaks, who provide service in the same manner as Royal Oaks. These customers were listed in response to question 4 of the Staff data request on this matter which should have been filed yesterday. If you do not have a copy of this response, I will fax one to you.

Centel would like to defer this matter and discuss the service provided to all five of the affected customers with the Staff in order to resolve them all at once.

Centel is not concerned with the direction the Staff is taking but is concerned with the effect it will have on the existing customers--both students and the apartment complexes. Centel believes the apartment complexes purchased the service in good faith reliance on Centel's tariff. One complex even wrote a letter to the Staff in 1991 describing how it intended to offer service, and received no response from the Staff.

Mr. Tracy Hatch
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Centel is hopeful this matter can be successfully resolved for all five complexes if the matter is deferred, and asks that it be deferred for this purpose.

Thank you for your consideration of the matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Alan N. Berg".

Alan N. Berg

ANB:tbm