

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Emergency petitions for) DOCKET NO. 951197-TP
authority to waive certain) ORDER NO. PSC-95-1613-FOF-TP
regulated interexchange and) ISSUED: December 29, 1995
local exchange charges in the)
Hurricane Opal impact areas.)
_____)

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

ORDER APPROVING ATT-C'S TARIFF TO PROVIDE
CERTAIN EMERGENCY SERVICES

BY THE COMMISSION:

I. BACKGROUND

Hurricane Opal has caused severe damage in the Florida Panhandle. BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell), AT&T Communications of the Southern States, Inc. (ATT-C) and Sprint Communications Company Limited Partnership (Sprint) as well as other telecommunications companies, seek to render some relief to the victims in the areas where damage is severe. In order to accommodate emergency conditions and provide the needed relief, there may be the need for the Company to provide service in a manner not consistent with the normal Commission filing and review process for tariffs and rules. Because of the tremendous need for getting services in place, only the most basic requirements should be placed on temporary services being made available. By Order No. PSC-95-1306-FOF-TP, we implemented emergency abbreviated procedures enable telecommunications companies to put needed services in place as soon as possible. Pursuant to these procedures, services may be authorized by members of the Commission or specified members of the Commission's Staff subject to approval by the full Commission.

II. ATT-C'S TARRIF TO PROVIDE CERTAIN EMERGENCY SERVICES

On October 10, 1995, AT&T of the Southern States, Inc. filed a request to provide free emergency long distance service and an

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accompanying tariff to implement the emergency service. This tariff proposed to:

- 1) Provide free long distance service at temporary public telephone locations. These calls will be limited to three minutes in length.
- 2) Make available up to 4,000 three-unit AT&T Prepaid Cards at no charge to the victims in Florida affected by Hurricane Opal, not to exceed one three-unit Card per person.

As set forth in the tariff, these emergency services were scheduled to terminate November 6, 1995.

By Order No. PSC-95-1301-PCO-TL, issued October 20, 1995, ATT-C's was authorized to implement its proposal on a temporary basis subject to approval by the Commission. Upon consideration, the tariff shall be approved consistent with the requirements set forth in Order No. PSC-95-1301-PCO-TL.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that AT&T of the Southern States, Inc.'s tariff to provide free emergency long distance service is approved as set forth in the body of this Order. It is further

ORDERED that, if a protest of the tariff is filed in accordance with the requirements set forth below, the tariff shall remain in effect with any increase in revenues held subject to refund pending resolution of the protest. It is further

ORDERED that this docket shall remain open.

By ORDER of the Florida Public Service Commission, this 29th day of December, 1995.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

by: Kay Flynn
Chief, Bureau of Records

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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.

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, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on January 19, 1996.

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.