

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DETARIFFING THE INSTALLATION)
AND MAINTENANCE OF INSIDE) ADMINISTRATIVE
WIRE) CASE NO. 305

O R D E R

Introduction

On December 24, 1986, the Commission released an Order in this case that required local exchange carriers to file inside wire cost allocation plans, inside wire revenue and expense information, and local exchange service rate reductions. On February 2, 1987, Leslie County Telephone Company, Inc., ("Leslie County") filed an inside wire implementation plan and associated tariff changes.

Discussion

Leslie County's inside wire implementation plan indicates that, as a result of detariffing the installation and maintenance of inside wire, local exchange service rates can be reduced in the amount of \$0.30 per access line per month, excluding public paystation, private branch exchange, and key system access lines. Public paystation access lines are excluded on the basis that public paystations are provided by Leslie County and, therefore, no local service rate is applicable. Private branch exchange and key system access lines are excluded on the basis that Leslie County detariffed the installation and maintenance of complex

inside wire on December 31, 1985, coincident with its detariffing of associated customer premises equipment.¹

In Common Carrier Docket No. 86-111,² the Federal Communications Commission considered rules concerning cost allocation between the regulated and unregulated services provided by local exchange carriers and an Order on cost allocation was released on February 6, 1987. Also, the Commission has indicated in other Orders that it intends to open a cost allocation investigation in the near future. Therefore, in the opinion of the Commission, Leslie County's inside wire implementation plan and associated local exchange service rate reductions should be approved on an interim basis, pending the outcome of the Commission's cost allocation investigation, except insofar as it includes a negative option subscription plan for detariffed inside wire maintenance services.

¹ Leslie County should have detariffed the installation of complex inside wire, effective May 2, 1984, and, evidently, detariffed the maintenance of complex inside wire prior to the Commission's directive in this case, effective on January 1, 1987. Nonetheless, based on the record of this case, the fact remains that Leslie County has not charged any complex inside wire installation and maintenance expense to regulated accounts since December 31, 1985.

² Separation of Costs of Regulated Telephone Service From Costs of Nonregulated Activities. Amendment of Part 31, the Uniform System of Accounts for Class A and Class B Telephone Companies, to Provide for Nonregulated Activities and to Provide for Transactions Between Telephone Companies and Their Affiliates.

Leslie County's inside wire implementation plan includes a detariffed inside wire plan charge of \$0.30 per month that Leslie County intends to bill coincident with the local exchange service rate reduction of \$0.30 per month. Customers who do not wish to subscribe to the detariffed inside wire maintenance plan must notify Leslie County during a 30-day advance notice period in order to avoid being billed the charge. The Commission will not take any action on Leslie County's negative option subscription plan and has not taken any action on positive option subscription plans proposed by other local exchange carriers. Since inside wire maintenance services are detariffed, a Commission ruling on inside wire maintenance services subscription plans is not necessary. However, Leslie County is reminded that regulated services may not be disconnected for nonpayment of detariffed service charges.

Also, Leslie County proposed to make its local exchange service rate reductions effective April 1, 1987, in all exchanges that it serves.

Leslie County acknowledges that the Commission contemplated local exchange service rate reductions effective January 1, 1987, in its Order of December 24, 1986. However, as reason for its proposed effective date, Leslie County indicates that it has provided inside wire maintenance services since January 1, 1987, at no charge to its customers, pending approval of its inside wire implementation plan and associated tariff changes. Moreover, any refund that the Commission might order retroactive to January 1, 1987, would be de minimus and could be outweighed by the costs

associated with administering a refund operation. Therefore, in the opinion of the Commission, Leslie County's proposed effective date of April 1, 1987, should be approved.

Finally, on May 20, 1987, the Commission inadvertently released an Order indicating that Leslie County had failed to file the information required in the Order of December 24, 1987. A subsequent review of Commission records demonstrated that the information had been filed on February 2, 1987. Therefore, the Order of May 20, 1987, should be vacated and set aside.

Findings and Orders

The Commission, having examined the evidence of record and being advised, is of the opinion and finds that:

1. Leslie County's local exchange service rates should be reduced in the amount of \$0.30 per access line per month, effective on April 1, 1987, on an interim basis, pending the outcome of the Commission's cost allocation investigation, excluding public paystation, private branch exchange, and key system access lines.

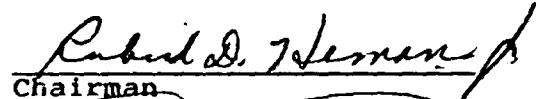
2. Leslie County's inside wire implementation plan should be approved, on an interim basis, pending the outcome of the Commission's cost allocation investigation, except insofar as it includes a negative option subscription plan for detariffed inside wire maintenance services.

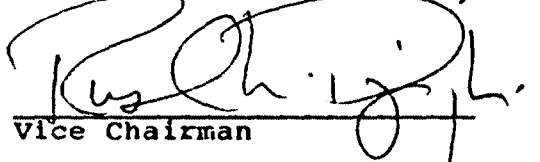
3. The Commission's Order of May 20, 1987, should be vacated.

Accordingly, each of the above findings is HEREBY ORDERED.

Done at Frankfort, Kentucky, this 8th day of June, 1987.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Executive Director