

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE TARIFF APPLICATION OF SOUTH)
CENTRAL BELL TELEPHONE COMPANY TO)
MODIFY ESSX SERVICE, FOR)
CONFIDENTIAL TREATMENT OF PROPOSED) CASE NO. 10212
SECTION P12 AND TO PROVIDE RATE)
FLEXIBILITY)

O R D E R

On March 10, 1988, South Central Bell Telephone Company ("SCB") filed a special contract with the University of Louisville ("UL") to provide Digital ESSX Service and Central Office Local Area Network Service ("COLAN"). Along with the UL special contract, SCB filed a Petition for Confidential Treatment of cost support documentation. Also, SCB filed a request to convert certain services provided to the UL from a month-to-month rate basis to 3 year contract term rates specified in its Digital ESSX Tariff, until the special contract becomes effective.

On April 29, 1988, AT&T Communications of the South Central States, Inc., filed a letter objecting to the UL special contract, asking that the Commission withhold approval and consider the UL special contract in this investigation.

In this investigation, the Commission will consider issues relevant to the terms and conditions under which ESSX Service is provided, in general, and issues relevant to the pricing of ESSX Service, in particular. The UL special contract raises concerns relevant to these areas of investigation. In addition, ESSX and

COLAN Services are generally available to the public under tariffs approved by this Commission. Consequently, the UL special contract may be inconsistent with a system of tariff regulation and raises the issue of unreasonable discrimination among users of like services.

Therefore, the Commission is of the opinion and finds that:

1. The UL special contract should be suspended for a period of 5 months from the proposed effective date of July 28, 1988, and considered as part of this investigation.

2. SCB's Petition for Confidential Treatment should be granted, subject to the provisions of 807 KAR 5:001 Section 7, Confidential Information not Publicly Available.

3. SCB's request to convert the UL from month-to-month to 3 year contract term rates should be denied.

4. Nothing in this Order shall prevent the Commission from entering a final decision in this case prior to the termination of the suspension period.

Accordingly, each of the above findings is HEREBY ORDERED.

Done at Frankfort, Kentucky, this 17th day of June, 1988.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:

Executive Director