

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ALLEGED VIOLATIONS OF KRS 278.160 BY )	CASE NO.
GTE SOUTH INCORPORATED )	2000-208

O R D E R

GTE South Incorporated ("GTE") has informed this Commission that it has inadvertently omitted from its tariff rates for unlisted number service since 1993. GTE currently bills approximately 150 customers for such non-listed telephone number service in the Contel service area. On March 9, 2000, GTE filed a tariff for non-listed telephone number service for \$2.90 to correct its omission.

The statements contained in support of GTE's tariff for non-listed service, if true, are prima facie evidence that GTE has violated KRS 278.160. KRS 278.160(2) provides that

no utility shall charge, demand, collect, or receive from any person a greater or less compensation for any service rendered or to be rendered than that prescribed in its filed schedules, and no person shall receive any service from any utility for a compensation greater or less than that prescribed in such schedules.

Based on the foregoing, the Commission, on its own motion, HEREBY ORDERS that:

1. GTE shall submit to the Commission within 20 days of the date of this Order a response to the allegations contained herein.

2. GTE shall appear on Wednesday, July 5, 2000 at 1:30 p.m. EDT in Hearing Room 1 of the Commissions Offices at 211 Sower Blvd., Frankfort, Kentucky for the purpose of showing cause why it should not be subject to penalties pursuant to KRS 278.990 for the alleged violations of law described herein.

3. Any request for an informal conference with the Commission staff to consider any matter which would expedite the handling or disposition of this proceeding shall be filed with the Commission no later than 20 days from the date of receipt of this Order.

Done at Frankfort, Kentucky, this 18<sup>th</sup> day of May, 2000.

By the Commission

ATTEST:

*W. H. Fowler*  
Deputy Executive Director