

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

* * *

IN THE MATTER Of The Consideration)	UTILITY DIVISION
Of ONE-WAY EAS BETWEEN ALBERTON And)	DOCKET NO. 82.3.19
MISSOULA.)	ORDER NO. 4972b

✓ 83-24

FINDINGS OF FACT

1. On April 13, 1983, the Commission issued Order No. 4972 requiring Mountain Bell to conduct a written survey by ballot of the customers in the Alberton exchange to determine if those customers desire EAS from Alberton to Missoula in return for a \$19.44 charge per customer per month.

2. On May 2, 1983, Mountain Bell sent out a letter, enclosing a self-addressed, stamped postcard to conduct the survey. The letter stated in part, "If you do not return the card to our office by May 31, 1983 we will consider this as a negative response and that you do not wish to subscribe to this service arrangement."

3. The results of this survey are as follows:

- 4 - yes
- 126 - no
- 99 - not returned

CONCLUSIONS OF LAW

1. Mountain Bell is a corporation providing telephone and other communication services within the state of Montana and as such is a "public utility" within the meaning of 69-3-101, MCA.

2. The Commission properly exercises jurisdiction over Mountain Bell's Montana operations pursuant to Title 69, Chapter 3, MCA.

ORDER

NOW, WHEREFORE THE MONTANA PUBLIC SERVICE COMMISSION
ORDERS:

1. That the survey indicating that the majority are not in favor of EAS to Missoula for an additional \$19.44 per month, such EAS is not to be implemented.

2. That this docket is hereby closed.

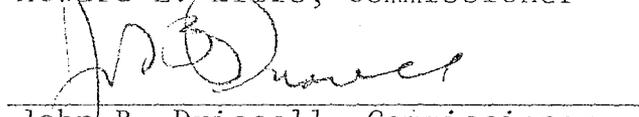
DONE IN OPEN SESSION at Helena, Montana this 13th day of June, 1983 by a 5 - 0 vote.

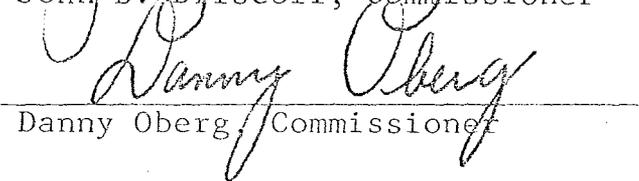
BY THE MONTANA PUBLIC SERVICE COMMISSION.


Thomas J. Schneider, Chairman

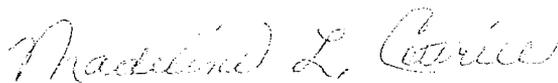

Clyde Jarvis, Commissioner


Howard L. Ellis, Commissioner


John B. Driscoll, Commissioner


Danny Oberg, Commissioner

ATTEST:


Madeline L. Cottrill
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.