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LAUREN "BUBBA" McDONALD
TRICIA PRIDEMORE

REECE McALISTER
EXECUTIVE DIRECTOR

SALLIE TANNER
EXECUTIVE SECRETARY

Georgia Public Service Commission

(404) 656-4501
(800) 282-5813

244 WASHINGTON STREET, SW
ATLANTA, GEORGIA 30334-5701

FAX: (404) 656-2341
psc.ga.gov

DOCKET# 55932
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FINAL ORDER REPEALING RULE

TO: (a) Legislative Counsel – State of Georgia
(b) Affected Commission Staff
(c) All Parties on the Commission's Rulemaking Mailing Lists

FROM: Georgia Public Service Commission
244 Washington St., S.W.
Atlanta, Georgia 30334

Docket No. 55932: Notice of Proposed Rulemaking to Repeal Rule 515-5 Telegraph

All interested parties are hereby notified pursuant to Ga. Laws 1964, pp. 338, 342, as amended (Official Code of Georgia Annotated ("O.C.G.A.") § 50-13-4) that the Georgia Public Service Commission has repealed a rule regarding the regulation of telegraph service.

BY THE COMMISSION:

Whereas, during its October 16, 2024 Administrative Session, the Commission approved the repeal of Commission Utility Rule 515-5 Telegraph.

Whereas, copies of written notices of the proposed repeal of the rule previously were mailed to all interested persons on the mailing list of the Commission pursuant to O.C.G.A. § 50-13-4(a)(1); and

Whereas, a copy of said notice was furnished to the Legislative Counsel of the State of Georgia, pursuant to O.C.G.A. § 50-13-4(e); and

Whereas, the Commission provided parties with the opportunity to provide written comments and to request a hearing to present oral comments on the proposed repeal of the rule;

WHEREFORE IT IS ORDERED, that Commission Utility Rule 515-5 Telegraph is hereby repealed as shown below:

RULES OF GEORGIA PUBLIC SERVICE COMMISSION

~~**Subject 515-5-1. TELEGRAPH COMPANIES**~~

~~**Rule 515-5-1-.01 Tariff of Rates**~~

~~No telegraph company shall collect for its service in transmitting messages, exclusive of date, address and signature, between any two of its offices within this State, more than the maximum rate prescribed by the Commission for the class of service specified.~~

~~**Rule 515-5-1-.02 Delivery of Messages**~~

~~Telegraph companies doing business in this State, shall in each incorporated town or city in which they maintain offices, make delivery to all points within the corporate limits of such town or city, of all telegraphic messages to the addressee, or to someone authorized to accept the same, at his, her, or their place of business or residence, or leave a written notice thereof, in case there is no one at such place of business or residence to receipt for the same; and such delivery shall be made without extra charge, where the addressee's residence or place of business be within two miles of any main or branch office of the delivering telegraph company in cities or towns of 5,000 or more inhabitants, or within one-half mile of any main or branch office of the company in cities or towns of less than 5,000 inhabitants.~~

~~**Rule 515-5-1-.03 Time of Filing of Messages to be Shown When Desired**~~

~~Telegraph companies are required to show on each telegram they transmit and deliver between points in Georgia the correct time, expressed in hours and minutes, that such telegram was received at office of delivery. And where the sender of any such message desires to show also the correct time of filing with initial office, the transmitting company shall carry said information free, except in night letters.~~

~~**Rule 515-5-1-.04 Where Message Tendered to Another Office of Same Company**~~

~~Where a message is tendered for immediate transmission to another office of the same company and it is known, or can be ascertained from office records, that the office to which the message is to be transmitted, is, at the time of such tender, closed, or likely to be closed before it can be transmitted, the receiving office shall, before accepting the message, notify the sender of the facts.~~

~~**Rule 515-5-1-.05 Where Message Cannot be Delivered**~~

~~Where, for any reason, a message cannot be, or is not delivered within a reasonable time after receipt, it shall be the duty of the office accepting the message to notify the sender,~~

~~if such sender's address be known, of the fact of non-delivery. No charge shall be made for such notification.~~

Statutory Authority: O.C.G.A. § 46-2-20.

* * * * *

WHEREFORE IT IS ORDERED, that the Commission hereby repeals Utility Rule 515-5 Telegraph.

ORDERED FURTHER, that said repealed rule having been published as provided in O.C.G.A. § 50-13-3(b) shall be filed with the Administrative Procedure Act Division of the Secretary of State as provided in O.C.G.A. § 50-13-6(b).

ORDERED FURTHER, that any motion for reconsideration, rehearing, or oral argument or any other relief shall not stay the effective date of this Order, unless otherwise ordered by the Commission.

ORDERED FURTHER, that jurisdiction over this matter is expressly retained for the purpose of entering such further Order or Orders as this Commission may deem just and proper.

The above by action of the Commission in its Administrative Session on the 16th day of October 2024.

Sallie Tanner
Executive Secretary

10-31-24
Date

Jason Shaw
Chairman

10-31-24
Date