



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: FEBRUARY 4, 2000
TO: COMMISSIONER E. LEON JACOBS, JR.
FROM: DIVISION OF LEGAL SERVICES (CLEMONS)
RE: DOCKET NO. 990930-TL - PETITION OF BELL SOUTH TELECOMMUNICATIONS, INC. FOR EMERGENCY RELIEF TO COMPEL SPRINT-FLORIDA, INCORPORATED TO PROVIDE DIRECTORY LISTINGS OF SPRINT'S CUSTOMERS IN FLORIDA.

DOCKET NO. 991037-TP - PETITION OF ORLANDO TELEPHONE COMPANY TO COMPEL SPRINT-FLORIDA, INCORPORATED AND BELL SOUTH TELECOMMUNICATIONS, INC. TO ACCEPT ITS WHITE PAGE DIRECTORY LISTING AND DIRECTORY ASSISTANCE INFORMATION ORDERS.

On July 16, 1999, BellSouth Telecommunications, Inc. (BellSouth) filed a Petition for Emergency Relief against Sprint-Florida, Inc. (Sprint) to compel Sprint to provide BellSouth with the directory listings of Sprint's customers in Florida. Consequently, Docket No. 990930-TL was established.

On August 5, 1999, Sprint filed a Motion to Dismiss BellSouth's Petition for failure to state a cause of action. On August 17, 1999, BellSouth filed its Response to the motion. On September 3, 1999, Sprint filed its Answer of Sprint-Florida, Incorporated to BellSouth's Petition.

On August 4, 1999, Orlando Telephone Company, Inc. (OTC) filed a Petition against both BellSouth and Sprint regarding the companies' "method of providing directory assistance and white page directory listing information." As a result, Docket No. 991037-TP was established. On September 2, 1999, BellSouth filed its Answer and Response to Petition of Orlando Telephone Company. Sprint did not file a response to OTC's Petition.

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By Order No. PSC-99-2126-PCO-TP, issued October 26, 1999, Sprint's Motion to Dismiss was denied, the Commission declined to grant BellSouth emergency relief on its petition, and Dockets Nos. 990930-TL and 991037-TP were consolidated. Both dockets are currently set for hearing on April 24, 2000.

On November 12, 1999, Sprint filed a Motion for Clarification or Reconsideration of Order No. PSC-99-2126-PCO-TP. No objections to the motion were filed. On December 15, 1999, BellSouth filed a Notice of Withdrawal of its petition. On January 31, 2000, OTC filed a Withdrawal of Complaint, and on February 1, 2000, staff received a letter from Sprint, stating that both Sprint and BellSouth had resolved their dispute with OTC.

Staff intends to file a recommendation, which will address Sprint's Motion for Clarification

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or Reconsideration of Order No. PSC-99-2126-PCO-TP (unless it is withdrawn), and BellSouth's and OTC's withdrawal of their respective petitions. Based upon these withdrawals, staff believes that it is appropriate to cancel the hearing currently scheduled.

Accordingly, staff recommends that:

- 1) the Prehearing Conference currently scheduled on April 7, 2000 be canceled;
- 2) the Hearing scheduled on April 24, 2000 be canceled.

Therefore, staff has prepared the attached memorandum to the Chairman for your review and signature. Please feel to contact Donna Clemons at extension 3-6216 with any questions.

DMC

cc: Division of Records and Reporting
Jackie Edwards