



Charles J. Rehwinkel
Senior Attorney

Law/External Affairs
Post Office Box 2214
Tallahassee, FL 32316-2214
Mailstop FLTLH00107
Voice 850 847 0244
Fax 850 878 0777
charles.j.rehwinkel@mail.sprint.com

April 7, 2000

ORIGINAL

RECEIVED-FPSC
00 APR -7 PM 4:15
RECORDS AND REPORTING

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: 990994-TP

Dear Ms. Bayo:

Enclosed for filing is the original and fifteen (15) copies of Sprint Communications Company Limited Partnership's ("Sprint") request for a hearing in the above docket.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in this matter.

Sincerely,

Charles J. Rehwinkel

CJR/bs

Enclosures

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DOCUMENT NUMBER-DATE

04356 APR-78

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL

In re: Proposed amendments to Rules 25-4.003, F.A.C., Definitions; 25-4.110, F.A.C., Customer Billing for Local Exchange Telecommunications Companies; 25-4.113, F.A.C., Refusal or Discontinuance of Service by Company; 25-24.490, F.A.C., Customer Relations; Rules Incorporated; and 25-24.845, F.A.C., Customer Relations Rules Incorporated.

DOCKET NO. 990994-TP

Filed: April 7, 2000

SPRINT'S REQUEST FOR A HEARING

Comes now Sprint Communications Company Limited Partnership ("Sprint") and, pursuant to Section 120.54(3), Florida Statutes, and Rule 28-103.004, Florida Administrative Code, requests that the Florida Public Service Commission (FPSC or Commission) hold a hearing on the Proposed Amendments to Rules 25-24.490(1) and 25-24.485 insofar as they purport to apply proposed new Sections (2) and (19) of Rule 25-4.110 to interexchange carriers (IXCs) and alternative local exchange carriers (ALECs) (herein "rule amendments"). In support, Sprint states as follows

1. The name, address and telephone number of the Petitioner is:

Sprint Communications Company Limited Partnership
7301 College Boulevard
Overland park, KS 66210

2. Sprint Communications Company Limited Partnership is an Interexchange Telecommunications Company and Alternative Local Exchange Company (ALEC) authorized by the Florida Public Service Commission ("Commission") to operate as an Interexchange Telecommunications Company and Alternative Local Exchange Carrier. Sprint is represented in this matter by:

Charles J. Rehwinkel
Susan Masterton
P.O. Box 2214
MC: FLTLHO0107
Tallahassee, Florida 32301-2214

3. The Notice of Rulemaking contained in Order No. PSC-00-0525-NOR-TP ("Order") contains a statement that "Written requests for hearing ... on the rules must be received ... no later than April 7, 2000." Order at 1-2. Elsewhere in the Order, the rule amendments to which Sprint objects are the subjects of a separate "Notice of Proposed Rulemaking" contained in

the same Order. Order at 25. However, at page 27 of the Order it states that "a hearing will be scheduled and announced in the FAW." In an abundance of caution, Sprint requests a hearing, albeit with the expectation that the Commission intends to, or may have, set one.

4. Sprint objects to the adoption of the rule amendments because, without justification or any cost/benefit analysis, they impose unnecessary and harmful costs upon the competitive telecommunications marketplace. The proposed rule amendments would apply the bill format and billing block requirements proposed for Incumbent Local Exchange Companies¹ to Sprint's IXC and ALEC operations. Both IXC and CLEC operations are highly competitive and depend on the exercise of competitive choice by the customer for building their respective customer bases. Sprint is unaware the FPSC has ever presented material evidence that indicates that customers of ALECs or IXCs have complained of experiencing unauthorized miscellaneous charges (cramming) on the Sprint bill or other those of other ALECs. Likewise, Sprint unaware that the FPSC has ever presented material evidence that indicates that customers have complained about the format of the bill they receive from Sprint or other ALECs.

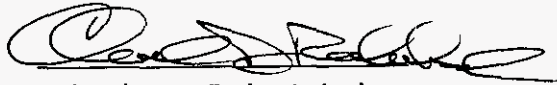
¹ See pp. 8-17 of the Order.

5. Furthermore, the proposed rule is contrary to the legislative mandate that the FPSC impose regulations on IXCs and ALECs in a manner that will not adversely impact competition. See, Sections 364.337(2) & (4) and 364.01(4)(b), (d), (e), (f), (g) & (h).

6. The rule amendments will cause Sprint and other competitive carriers to incur substantial costs to make billing system modifications that customers do not want or need. In an era of innovative product offerings and bundling to meet competitive demands, the costs associated with rigid formatting and bill blocking requirements will only serve to retard the innovation that a nascent competitive market will offer customers. This will harm customers and it will harm competitive telecommunications providers.

WHEREFORE, Sprint requests that the Commission hold a public hearing on this matter. Furthermore, Sprint requests that the Commission provide an adequate opportunity for affected companies to provide comment in this hearing process, including, if later requested, an evidentiary hearing.

Respectfully submitted this 7th Day of April 2000.

A handwritten signature in black ink, appearing to read "Charles J. Rehwinkel", written over a horizontal line.

Charles J. Rehwinkel

Susan Masterton

P.O. Box 2214

MC: FLTLHO0107

Tallahassee, Florida 32301-2214

CERTIFICATE OF SERVICE

Docket No. 990994-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via U. S. Mail this 7th day of April, 2000 to the following:

Barbara D. Auger, Esquire
Time Warner Communications
Pennington, Moore, Wilkinson,
Bell & Dunbar, P.A.
P.O. Box 10095
Tallahassee, Florida 32302-2095

Carolyn Marek
Time Warner Communications
Southeast Region
P.O. Box 210706
Nashville, TN 37221

Rick Melson
Hopping Green Sams & Smith
123 So. Calhoun Street
Tallahassee, Florida 32314

Ken Hoffman
Rutledge Ecenia Underwood Purnell
Hoffman, PA
215 South Monroe Street
Tallahassee 32301

Vicki Gordon Kaufman
117 South Gadsden Street
Tallahassee, Florida 32301

Kim Caswell
Mike Scobie
GTE
P.O. Box 110
Tampa, Florida 33601

Norman Horton, Jr.
Messer Law Firm
P.O. Box 1876
Tallahassee, Florida 32302

Ed Rankin
Room 4300
675 West Peachtree Street
Atlanta, Georgia 30375

Carolyn Mason
Dept. of Management Services
Information Tech. Program
4050 Esplanade Way
Bldg. 4030, Suite 180
Tallahassee, Florida 32399

Jeff Wahlen
Ausley Law Firm
227 South Calhoun Street
Tallahassee, Florida 32302

Rhonda Merritt
AT&T Communications of So. States, Inc.
101 North Monroe Street
#700
Tallahassee, Florida 32301-1549

Scheff Wright
Landers Law Firm
P.O. Box 271
Tallahassee, Florida 32302

Nanette Edwards
4092 s. Memorial Parkway
Huntsville, Alabama 35802-4343

Michelle Herschel
FECA
P.O. Box 590
Tallahassee, Florida 32302

Michael Gross
FCTA, Inc.
301 N. Monroe Street
Tallahassee, Florida 32301

Monica Barone
Sprint
3100 Cumberland Circle, #802
Atlanta, Georgia 30339

Frank Wood
3504 Rosemont Ridge
Tallahassee, Florida 32312

Nancy H. Sims
BellSouth
150 North Monroe Street, 4th Flr
Tallahassee, Florida 32301

A handwritten signature in black ink, appearing to read "Charles J. Rehwinkel", written over a horizontal line.

Charles J. Rehwinkel
Sprint
P. O. Box 2214
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Tallahassee, Florida 32301-2214