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Public Service Commission

January 26, 2004

VIA ELECTRONIC FILING

Honorable Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW, Portals II TW-A325
Washington, DC 20554

RE: CC Docket No. 96-146, Policies and Rules Implementing the Telephone Disclosure and Dispute Resolution Act

Dear Ms. Dortch:

Forwarded herewith is the Notice of Withdrawal of the Florida Public Service Commission Petition to Initiate Rulemaking in the above docket with regard to the Telephone Disclosure and Dispute Resolution Act. Cindy Miller at (950) 413-6082 is the lead contact on this notice.

Sincerely,

/ s /

Cynthia B. Miller, Esquire
Office of Federal and Legislative Liaison

CBM:tf

cc: Brad Ramsay, NARUC
Ruth Yodaiken

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.**

In the Matter of)	
)	
Policies and Rules Implementing the)	CC Docket No. 96-146
Telephone Disclosure and Dispute)	
Resolution Act)	

**FLORIDA PUBLIC SERVICE COMMISSION
NOTICE OF WITHDRAWAL OF PETITION TO INITIATE RULEMAKING**

On December 6, 1995, the Florida Public Service Commission (FPSC) filed a petition to initiate rulemaking for the Federal Communications Commission (FCC) to adopt additional safeguards relating to pay-per-call abuses. The FPSC urged the FCC to require all local exchange carriers (LECs) to offer a bill block option to customers.

Since that time, the FPSC has adopted its own bill block rule, Rule 25-4.110(15), Florida Administrative Code. We have seen a decline in the number of complaints. While our 1995 petition to the FCC noted that in 1995 we had received over 800 complaints and inquiries about the pay-per-call industry, that number has now declined. In 2003, we handled less than 50 complaints.

We have seen some success with the intrastate call block option. For example, the total number of billing blocks currently placed on lines in Florida for BellSouth is 136,133. Sprint reports that 13,163 Sprint-Florida customers subscribe to the billing block option. Verizon reports that 81,415 of its subscribers have the billing-block option. Also, some LECs have taken action on their own by cancelling contracts with companies with a large number of pay-per-call complaints.

In conclusion, please withdraw the FPSC 1995 petition.

Respectfully submitted,

/ s /

Cynthia B. Miller, Esquire
Office of Federal and Legislative Liaison

DATED: January 26, 2004