

ORIGINAL



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

June 28, 1999

Re: Docket No. 990373-TP
Establishment of Statewide Emergency Area Code Relief Plan

Dear Ms. Bayo:

Please find enclosed an original and fifteen copies of GTE Florida Incorporated's Supplemental Prehearing Statement for filing in the above matter. We apologize for the delay in making this filing. It was completed a week ago to be filed by June 21. However, we just learned that, because of computer system and electronic mail problems, the filing had not been made. We regret any inconvenience this may have caused. Service has been made as indicated on the Certificate of Service. If there are any questions regarding this filing, please contact me at 813-483-2617.

Sincerely,

AFA	_____	
APP	_____	
CAF	_____	
CMU	_____	Kimberly Caswell
CTR	_____	
EAG	_____	KC:tas
LEG	_____	2 Enclosures
MAS	_____	5
CPC	_____	
RRR	_____	
SEC	_____	I
WAW	_____	
OTH	_____	

A part of GTE Corporation

RECEIVED & FILED

[Signature]
PUBLIC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

07765 JUN 28 99

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Establishment of a)	Docket No. 990373-TP
statewide emergency area code)	Filed: June 28, 1999
relief plan)	
_____)	

**GTE FLORIDA INCORPORATED'S
SUPPLEMENTAL PREHEARING STATEMENT**

GTE Florida Incorporated (GTE) files its Supplemental Prehearing Statement in accordance with Staff's instructions at the June 16, 1999, Prehearing Conference in this matter. At that time, additional issues were identified for resolution in this docket. Here, GTE sets forth its positions on those issues, which are all legal in nature.

Issue 2: Does the Commission have the jurisdiction to order carriers to assign telephone numbers sequentially?

GTE's Position: No. Sequential number assignment is a form of NXX code administration. States cannot administer NXX codes in the absence of specific authority from the FCC, which has jurisdiction over this area. The FCC has not delegated any such jurisdiction to this Commission.

Issue 3: Does the Commission have jurisdiction to impose a consecutive number distribution requirement on CMRS providers?

GTE's Position: No. CMRS providers are specifically excluded from Commission jurisdiction by Section 364.02(12)(c) of the Florida Statutes. As noted above, the Commission has no authority to require consecutive number assignment in any event.

Issue 4: Is the Commission authorized to impose consecutive number assignment requirements on all NXX code holders in Florida without adopting that requirement through formal rule making pursuant to Chapter 120, Florida Statutes?

GTE's Position: GTE's preliminary analysis of this issue indicates that the Commission's action contemplated in this docket will be impermissible under Chapter 120. To the extent that consecutive numbering is an industry-wide requirement, it would need to be adopted pursuant to a formal rulemaking.

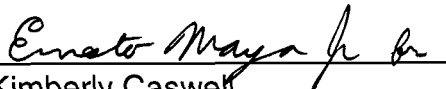
Respectfully submitted on June 28, 1999.

By: *Ernesto Maya Jr. for*
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Telephone: 813-483-2617

Attorney for GTE Florida Incorporated

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of GTE Florida Incorporated's Supplemental Prehearing Statement in Docket No. 990373-TP were sent overnight delivery on June 25, 1999 to the parties on the attached list.



Kimberly Caswell

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