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R. J. J. Jervis
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February 7, 2003

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VIA FEDERAL EXPRESS

Ms. Blanca S. Bayo
Director, Division of Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, Florida 32399-0850

DISTRIBUTION CENTER
03 FEB 10 AM 10:14

Re: *Request for Advisory Letter
Concerning Jurisdiction for Competitive Eligible
Telecommunications Carrier Status*

Dear Ms. Bayo:

On behalf of NPCR, Inc. d/b/a Nextel Partners ("Nextel Partners"), I hereby petition the Florida Public Service Commission to issue, at its earliest possible convenience, an affirmative written statement that Nextel Partners, a Commercial Mobile Radio Service provider in your state, is not subject to the jurisdiction of the State of Florida for purposes of determining eligibility for Competitive Eligible Telecommunications Carrier status pursuant to Section 214(e)(6) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(e)(6) and the Universal Service eligibility rules set forth in Part 54, Subpart C of the Rules of the Federal Communications Commission, 47 C.F.R. § 54.201 *et seq.*

For your convenience, I have attached the form of a letter that could be adapted by the Commission for this purpose. I understand that the Commission may have a different format for such determinations, or may wish to issue the "affirmative statement" in the form of an order. Please be advised that the "affirmative statement" must specifically refer to jurisdiction over Nextel Partners for purposes of this eligibility determination.

If there are additional steps that must be taken in your state to obtain the issuance of such a determination, please advise me as soon as possible, so that I may comply with them promptly. My telephone, facsimile and email address are set forth above, and my mobile is (202) 903-7391.

DOCUMENT NUMBER - DATE

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Ms. Blanca S. Bayo
Director, Division of Commission Clerk
and Administrative Services
Florida Public Service Commission
February 7, 2003
Page Two

Very truly yours,

A handwritten signature in black ink, appearing to read 'R. Jarvis', written over a horizontal line.

Ronald J. Jarvis
Counsel for Nextel Partners

Attachment

cc: Brent Eilefson

DRAFT

[Commission Letterhead]

[Date]

To Whom It May Concern:

In response to a letter request filed on [Date] by legal counsel for NPCR, Inc. d/b/a Nextel Partners (“Nextel Partners”), the Florida Public Service Commission hereby affirmatively states that the State of Florida does not exercise jurisdiction over Commercial Mobile Radio Service providers for purposes of making determinations concerning eligibility for Eligible Telecommunications Carrier designations under 47 U.S.C. Section 214(e) and 47 C.F.R. Section 54.201 *et seq.*

In particular, the Florida Public Service Commission affirms that Nextel Partners is not subject to the jurisdiction of the state of Florida for purposes of the foregoing determination.

Sincerely,

Blanca S. Bayo
Director, Division of Commission Clerk and
Administrative Services
Florida Public Service Commission