

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

DOCKET NO: 040167-TP

IN RE: PROPOSED ADOPTION OF RULES 25-4.082, F.A.C., NUMBER PORTABILITY,  
AND 25-4.083, F.A.C., PREFERRED CARRIER FREEZE; AND PROPOSED AMENDMENT  
OF RULES 25-4.003, F.A.C., DEFINITIONS; 25-24.490, F.A.C., CUSTOMER RELATIONS;  
RULES INCORPORATED; AND 25-24.845, F.A.C., CUSTOMER RELATIONS; RULES  
INCORPORATED

NOTICE OF CHANGE

TO

ALL INTERESTED PERSONS

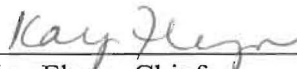
ISSUED: July 22, 2004

NOTICE is hereby given pursuant to Section 120.54, Florida Statutes, that the Florida Public Service Commission has approved changes to proposed Rules 25-4.082, 25-4.083, and 25-24.490, Florida Administrative Code.

The attached Notices of Change will appear in the July 30, 2004, edition of the Florida Administrative Weekly.

By DIRECTION of the Florida Public Service Commission, this 22nd day of July,  
2004.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

  
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Kay Flynn, Chief  
Bureau of Records

(SEAL)

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FLORIDA PUBLIC SERVICE COMMISSION

OFFICE OF THE GENERAL COUNSEL

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RULE NO:

RULE TITLE:

25-4.082

Number Portability

25-4.083

Preferred Carrier Freeze

#### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rules in accordance with subparagraph 120.54(3)(d)1., F.S., published in Volume 30, Number 19, May 7, 2004, issue of the Florida Administrative Weekly. The changes have been made to the proposed rules to address comments made by US LEC of Florida Inc., XO Florida, Inc., and the staff of the Joint Administrative Procedures Committee.

Paragraph (2) of Rule 25-4.082 is changed as follows:

(2) A working number (e.g., a telephone number that is fully functional to the customer) shall be ported regardless of whether a balance is owed.

Paragraph (6)(c) of Rule 25-4.083 is changed as follows:

(c) An ~~appropriately-qualified~~ independent third party has obtained the subscriber's oral authorization to submit the PC Freeze and confirmed the appropriate verification data (e.g., the subscriber's date of birth or the last four digits of the subscriber's social security number) and the information required in subsection (7)(a) through (d). The independent third party must not be

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owned, managed, or directly controlled by the provider or the provider's marketing agent; must not have any financial incentive to confirm the PC Freeze requests for the provider or the provider's marketing agent; and must operate in a location physically separate from the provider or the provider's marketing agent. The content of the verification must include clear and conspicuous confirmation that the subscriber has authorized a PC Freeze.

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OFFICE OF THE GENERAL COUNSEL

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RULE NO:

25-24.490

RULE TITLE:

Customer Relations

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Volume 30, Number 19, May 7, 2004, issue of the Florida Administrative Weekly. The change has been made to the proposed rule to address comments made by US LEC of Florida Inc. and XO Florida, Inc.

Paragraph (4)(b) of Rule 25-24.490 has been changed as follows:

(b) The serving IXC shall not disconnect a subscriber's working toll free number (e.g., a telephone number that is fully functional to the customer) after receiving a service transfer request from another IXC.