

ORIGINAL

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Subject: E-filing - Docket No. 060355-EI
Attachments: Adoption of T-Mobile's Response in Opposition.pdf

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Docket Nos. and titles: Petition of Florida Power and Light Company for Emergency Rule or, Alternatively, Declaratory Statement Prohibiting Wireless Attachments in Electric Supply Space
 Docket No. 060355-EI

Filed on behalf of: Sprint Spectrum Limited Partnership d/b/a Sprint PCS and Nextel South Corporation ("Sprint Nextel")

Number of pages: 3

Document attached: Adoption of T-Mobile's Response in Opposition

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Petition of Florida Power and Light Company)	
For Emergency Rule or, Alternatively,)	Docket No. 060355-EI
Declaratory Statement Prohibiting Wireless)	
Attachments in Electric Supply Space)	Filed: May 22, 2006

SPRINT NEXTEL’S ADOPTION OF T-MOBILE’S RESPONSE IN OPPOSITION

Sprint Spectrum Limited Partnership, d/b/a Sprint PCS, and Nextel South Corporation (collectively, “Sprint Nextel”), through its undersigned counsel, hereby adopts T-Mobile South LLC’s (T-Mobile) Response in Opposition to Florida Power and Light Company’s Petition for Emergency Rule or, Alternatively, Declaratory Statement. Sprint Nextel respectfully states as follows:

1. On April 24, 2006, Florida Power and Light Company (FPL) filed a Petition for Emergency Rule or, Alternatively, Declaratory Statement (Petition) with the Commission. The Petition asks the Commission to adopt an “emergency” rule which would prohibit wireless telecommunications attachments in electric supply space. FPL requests that such emergency rule remain in effect until the Commission completes rulemaking in Docket No. 060173-EU. Alternatively, FPL seeks a declaratory statement prohibiting T-Mobile from attaching wireless telecommunications devices to FPL’s poles until the conclusion of Docket No. 060173-EU.

2. On May 4, 2006, Sprint filed a Petition to Intervene in this docket, as its substantial interests will be affected by any action the Commission takes regarding FPL’s Petition. An order on Sprint’s request to intervene has not yet been entered, though the time for objection has run.

3. On May 12, 2006, T-Mobile filed a Response in Opposition to FPL’s Petition and requested that the relief sought by FPL be denied.

4 Staff is scheduled to file a recommendation in this matter for the Commission's consideration at the June 6, 2006 Agenda.

5. Sprint adopts and incorporates the Response in Opposition filed by T-Mobile and urges the Commission to deny the relief FPL requests.

s/ Vicki Gordon Kaufman
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Response in Opposition has been furnished by electronic and U.S. mail this 22nd day of May 2006 to:

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