

**YOUNG, VAN ASSENDERP & VARNADOE, P.A.**

ORIGINAL  
FILE COPY

**ATTORNEYS AT LAW**

**Reply to:**

**Tallahassee**

**April 11, 1997**

R. Bruce Anderson  
Tasha O. Buford  
David B. Erwin  
C. Laurence Kessey  
Andrew I. Solis  
Kenza van Assenderp  
George L. Varnadoe  
Roy C. Young

William J. Roberts  
Of Counsel

Gallie's Hall  
225 South Adams Street, Suite 200  
Post Office Box 1833  
Tallahassee, Florida 32302-1833  
Telephone (904) 222-7206  
Telecopier (904) 561-6834

SunTrust Building  
801 Laurel Oak Drive, Suite 300  
Post Office Box 7907  
Naples, Florida 34101-7907  
Telephone (941) 597-2814  
Telecopier (941) 597-1060

**Ms. Blanca Bayo  
Director, Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850**

**Re: Petition for Numbering Plan Area Relief for 904 Area  
Code by BellSouth Telecommunications, Inc.  
Docket No. 961153-TL**

**Dear Ms. Bayo:**

Enclosed are the original and 15 copies of Response to The City of Jacksonville Request for Oral Argument on Petition for Leave for Limited Intervention on behalf of St. Joseph Telecommunications, Gulf Telecommunications, Florida Telecommunications and Quincy Telephone Company. Copies have been provided to parties of record.

Sincerely,



David B. Erwin

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU Widell
- CTR \_\_\_\_\_ DBE:akh
- EAG \_\_\_\_\_ Enclosures
- LEG 3
- LIN 5
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC 1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

**03745 APR 11 97**

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

ORIGINAL  
FILE COPY

In Re: Petition for )  
Numbering Plan Area )  
Relief for 904 Area )  
Code, by BellSouth )  
Telecommunications, Inc. )

Docket No. 961153-TL  
Filed: March 11, 1997

**RESPONSE TO THE CITY OF JACKSONVILLE REQUEST FOR  
ORAL ARGUMENT ON PETITION FOR LEAVE FOR LIMITED INTERVENTION**

1. On February 25, 1997, the City of Jacksonville (City) filed a Request for Oral Argument on the Motion for Leave to participate in Alltel's and Northeast's Motion for Reconsideration. The Motion has never been granted, and it should be denied for the reasons set forth in the Response filed by St. Joseph Telecommunications, Gulf Telecommunications, Florida Telecommunications and Quincy Telephone Company on March 4, 1997.

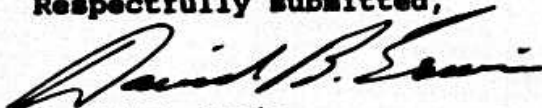
2. The current Motion for Oral Argument and Petition for Limited Intervention should also be denied for the same reasons argued before in the March 4, 1997, Response, which is incorporated hereby reference.

3. The City has filed or caused to be filed a number of ex parte communications. Although those particular ex parte communications are not part of the reopened hearing, imagine the procedural mischief that could be perpetrated if they were: a non-party could fail in its intervention efforts, file ex parte comments, get the matter reopened to hear the ex parte comments and then claim rights to intervene in the reopened hearing. This would be a procedural instance of "pulling oneself up by one's own bootstraps." The best way to keep any reference to the

City's ex parte communications from getting into evidence in this case is to continue denying intervention to the City.

2. The parties who are already in this docket are quite capable of dealing with the only ex parte letters that are being considered in this docket, and the City should have no opportunity to address extraneous matters. The City should not be allowed to participate in the hearing on April 16, 1997.

Respectfully submitted,



David B. Erwin  
Young, van Assenderp & Varnadoe, P.A.  
225 S. Adams St., Ste. 200  
Tallahassee, FL 32301  
(904) 222-7206

Attorneys for St. Joseph  
Telecommunications  
502 Fifth Street  
Port St. Joe, Florida 32456

Gulf Telecommunications  
P. O. Box 1120  
Perry, FL 32347

Floralta Telecommunications  
P. O. Box 186  
Floralta, AL 36442

Quincy Telephone Company  
Post Office Box 189  
Quincy, FL 32351

**CERTIFICATE OF SERVICE**  
**Docket No. 961153-TL**

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by U.S. Mail or hand delivery this 4th day of March, 1997, to the following:

Charlie Pelligrini  
Division of Legal Services  
FL Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Will Cox  
Division of Legal Services  
FL Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Office of the Public Counsel  
c/o The Florida Legislature  
111 W. Madison St., #812  
Tallahassee, FL 32399-1400

Bob David/Sam Houston  
Sharon D. Larson  
Stephen S. Mathues  
Department of Mgmt. Services  
4050 Esplanade Way  
Tallahassee, FL 32399-0950

Mark Herron  
Akerman, Senterfitt & Edison  
216 South Monroe St., Ste. 200  
Tallahassee, FL 32301-2555

Marsha E. Rule  
AT&T Communications  
101 N. Monroe St., Ste. 700  
Tallahassee, FL 32301

Mr. John H. Vaughan  
St. Joseph Telecommunications  
502 Fifth Street  
Port St. Joe, Florida 32456

John Marks  
Katz Kutter Haigler et al.  
106 E. College Ave., 12th Floor  
Tallahassee, Fl 32301

Ralph Widell  
Division of Communications  
FL Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

F. Ben Poag  
Sprint/United Telephone Co.  
P. O. Box 2214  
Tallahassee, FL 32316

Nancy H. Sims  
BellSouth Telecommunications  
150 S. Monroe St., Ste. 400  
Tallahassee, FL 32301

Tom McCabe  
Quincy Telephone Company  
P. O. Box 189  
Quincy, FL 32351

Donald Bowden  
Gulf Telecommunications  
P. O. Box 1120  
Perry, FL 32347

  
David B. Erwin