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May 5, 1997

Benjamin W. Fincher
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VIA FED EX

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

970535-TC

In Re: Petition of Sprint Communications Company Limited Partnership for Exemption From Orders, Rules and Regulations Which Prohibit Concentration of Line Services For Calls Made From Store-and-Forward Pay Telephones Located in Confinement Institutions.

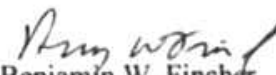
Dear Ms. Bayó:

Enclosed for filing, is the original and fifteen (15) copies of a Petition for Waiver on behalf of Sprint Communications Company Limited Partnership as captioned above.

We are enclosing an extra copy of this transmittal letter. We ask that you please acknowledge receipt thereon and return to the undersigned in the enclosed self addressed stamped envelope.

Thank you for your cooperation.

Sincerely,


Benjamin W. Fincher

BWF:lk

cc: Everett Boyd
Parties of Record

DOCUMENT NUMBER-DATE

04462 MAY-66

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition of Sprint Communications)
Company Limited Partnership for Exemption)
From Orders, Rules and Regulations Which) Docket No. _____
Prohibit Concentration of Line Services For)
Calls Made From Store-and-Forward Pay) Filed: May 6, 1997
Telephones Located in Confinement Institutions.)

PETITION FOR WAIVER

Comes now Sprint Communications Company Limited Partnership, ("Sprint"), pursuant to Commission Rule 25-24.505(3), Florida Administrative Code, and petitions the Florida Public Service Commission ("Commission") for exemption from those Orders, Rules and Regulations of the Commission prohibiting Sprint from utilizing line concentration in the provision of store-and-forward pay telephones to inmates of confinement institutions within the state of Florida. In support of its petition, Sprint states as follows:

1. Petitioner's name and address are:

Sprint Communications Company Limited Partnership
3100 Cumberland Circle
Atlanta, Georgia 30339
Telephone: (404) 649-5144
Facsimile: (404) 649-5174

2. All notices, orders or documents regarding this petition should be directed to:

Benjamin W. Fincher
Attorney, State Regulatory
Sprint Communications Company Limited Partnership
3100 Cumberland Circle
Atlanta, Georgia, 30339
Telephone: (404) 649-5145
Facsimile: (404) 649-5174

3. Sprint, a Delaware Limited Partnership, filed its application with the Commission for Certificate to Provide Pay Telephone Service on April 4, 1997. Sprint's application is pending under Docket No. 970426-TC.

4. Upon Commission approval of its application for Certificate to Provide Pay Telephone Service, Sprint proposes to offer pay telephone services to inmates of confinement institutions within the state of Florida, similar to services it currently offers in other jurisdictions.
 - A. The Florida Department of Corrections has awarded Sprint a contract valued at up to \$65 million to provide long distance telephone services for inmates at 53 correctional facilities, including work camps and road facilities, throughout the State of Florida. The contract provides for an initial term of three years service, with two one-year renewal options.
 - B. Pursuant to the Florida Department of Corrections contract, Sprint will install telephones, provide call monitoring and other security measures and equipment. Sprint will provide staff members to operate all elements of the service.
 - C. To ensure security, the Sprint system allows the State of Florida to assign a personal identification number ("PIN") to each inmate in order that calling can be tracked, restricted to specific numbers, or prohibited at certain times, as may be appropriate. The system also can record or monitor live calls, and can automatically alert the called party that the incoming call is from an inmate in a correctional facility.
 - D. These and other security features have allowed correctional institutions in other states to prevent inmate credit card and other fraud, break

up a drug ring and capture an escaped inmate who used the phone to arrange for a pick-up outside the institution.

E. Sprint will install on-site telephone equipment and provide personnel to administer and maintain the system. Sprint will arrange for the provision of all switching equipment and software necessary to operate the service and detect fraud. Long distance telephone service will be provided over the Sprint network..

5. Sprint seeks exemption from those Orders, Rules and Regulations of the Commission restricting concentration of access lines connected to Sprint's equipment and instruments. Where traffic permits, Sprint desires to install its call processing systems with fewer access lines than instruments. The use of line concentration allows Sprint to deploy a greater number of instruments in facility locations which would not normally warrant dedicated access lines. A greater number of telephones simplifies a confinement institution's management of inmate access to telecommunications services.

6. Rules regarding line concentration were first adopted by the Commission in Order No. 14529, issued July 1, 1985. By this order, the Commission requires one pay telephone instrument be installed per access line. Order 14529 requires one PATS instrument per access line in order to prevent a busy signal when a customer or user attempts to use the payphones during an emergency situation.

Rule 25-24.515(9), Florida Administrative Code, further requires that each telephone station must be connected as provided in the pay telephone access tariff offered by the Local Exchange Company ("LEC") serving the institution. LEC tariffs generally contain language which permits only one instrument per line. The

exemption requested by Sprint is similar to those already granted by the Commission to other carriers.¹ In its orders granting waivers to ATN, Inc., the Commission recognized that confinement institutions have their own emergency response systems in place and Rule 25-24.515(15), Florida Administrative Code, exempts payphones located in confinement facilities from the requirement to provide access to 911. For these reasons, the Commission described as moot the requirement for one instrument per line with respect to emergency calls in confinement institutions.

7. Sprint will design and engineer its systems so that the number of access lines installed is sufficient to support inmate call traffic during the busiest hour of the day. Should the exemption requested herein be granted, Sprint agrees to use no more than three telephone instruments per LEC access line in those confinement institutions it will serve.

¹ In Re: Petition for waiver of rules and orders which currently prohibit concentration of line services for calls made from store-and-forward coinless pay telephones located in confinement facilities, and for such other relief as may be appropriate, by ATN, Inc., Docket No. 960805-TC, Order No. PSC-96-1157-FOF-TC, Issued September 17, 1996.

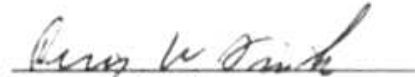
WHEREFORE, Sprint Communications Company Limited Partnership respectfully requests, subject to approval of its application for certification in Docket No. 970426-TC, that the Commission:

(1) Grant Sprint exemption from the provisions of Rule 25-24.515(9), Florida Administrative Code, and the Commission's Order No. 14529 issued July 1, 1985 relating to line concentration; and

(2) Grant Sprint such other relief as may be appropriate in the circumstances.

Respectfully submitted,

Sprint Communications Company
Limited Partnership



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