

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition by Wireless One Network, L.P.)
for Arbitration of Certain Terms and Conditions)
of a Proposed Agreement with Sprint-Florida,)
Incorporated Pursuant to Section 252 of the)
Telecommunications Act of 1996)

Docket No. 971194-TP

Filed: November 4, 1997

Motion to Strike Wireless One's Improper Response to Sprint's October 20, 1997 Motion

On October 20, 1997, Sprint filed a pleading entitled a Motion for Determination of Issues and request for Oral Argument. This pleading was styled a motion but submitted solely because staff asked that the parties brief the matter of the scope of the issues in this arbitration proceeding. On October 30, 1997, Wireless One served a Memorandum in Opposition to Sprint's Motion for Determination of Issues and request for Oral Argument.

Wireless One acknowledges that the parties have briefed the issues. While complaining of Sprint's "procedural strategy to prevail in this interconnection dispute by exhausting the limited resources of its smaller competitor, Wireless One," counsel for Wireless One nevertheless has taken the opportunity to file a rebuttal to the brief filed by Sprint. This was not contemplated by the staff's request and should be disregarded.

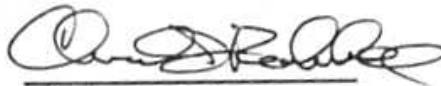
Although counsel for Sprint advised Wireless One and staff on October 10 that he would be requesting oral argument, Sprint concedes the propriety of Wireless One's objection to the oral argument. Clearly, the rebuttal goes well

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into the merits of Sprint's position. The prehearing officer should not consider any aspect of Wireless One's October 30th filing beyond the first and last paragraphs.

RESPECTFULLY SUBMITTED this 4th day of November 1997.




Charles J. Rehwinkel
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by U.S. Mail or hand delivery (*) upon the following on this 4th day of October 1997.

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