



Charles J. Rehwinkel  
General Attorney

PO Box 2214  
Tallahassee, FL 32310  
Mailstop 11711000107  
Voice 850 867 0244  
Fax 850 599 1458

November 5, 1997

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

Re: Establishment of eligible telecommunications carriers pursuant to Section 214(e) of the Telecommunications Act of 1996.

Implementation of changes in the Federal Lifeline Assistance plan currently provided by telecommunications carriers of last resort.

FPSC Docket No. 970644-TP & Docket No. 970744-TP

Dear Ms. Bayo:

On October 14, 1997 the FPSC issued Order No. PSC-97-1262-FOF-TP. Therein the FPSC seeks to implement Federal policies related to Lifeline service and the designation of Eligible Telecommunications Carriers (ETCs). One aspect of this effort involves implementation, for Lifeline customers, of a Federal "no-disconnect" policy for local service if toll charges are not paid. One facet of this policy is that a waiver from the no-disconnect requirement may be granted by the FPSC if certain conditions are met. Pivotal among the conditions is the requirement that a local exchange company designated as an ETC offer voluntary toll limitation services whereby a customer "may limit in advance the toll usage per billing cycle".<sup>1</sup> PAA Order at 7. The order also allows waivers to be granted from the requirement to provide toll-limitation services.

With regard to the toll limitation waiver, the PAA Order states at 7:

States, however, may grant waivers to carriers that are technically incapable of providing toll limitation services while they upgrade their switches to provide such services. The FCC made it clear that it expects waivers to be granted very infrequently, as evidenced by the burden of proof it has placed on the carriers. If granted, waivers may be effective for no more than two years, but may be renewed.

*On Marsh*  
Furthermore the PAA Order continues at 7:

Presently, toll limitation services can be provided only in certain areas of the state. Most carriers can provide toll blocking, but not toll control. We believe that carriers desirous of receiving federal support should provide the services upon which that

<sup>1</sup> The other two requirements are (1) the ETC would incur substantial costs in complying with such a requirement and (2) telephone subscribership among low-income consumers in its service area in the state from which it seeks the waiver is at least as high as the national subscribership level for low-income consumers. PAA Order at 7.

DOCUMENT NUMBER-DATE  
11370 NOV-56  
FPSC-RECORDS/REPORTING

support is contingent. Carriers who cannot provide full toll limitation services must provide a plan and time line to us for their provision.

Currently, Sprint cannot provide toll-limitation for its own intraLATA toll services anywhere on the basis that the FPSC appears to describe in the PAA Order. Further, LEC interaction with IXCs will be problematic if the intent is that the customer receive "real-time" toll blocking once the preset threshold is reached. The lag between the time the IXC-carried toll is reached and the time the LEC learns about it could cause toll limits to be exceeded, for example. Most likely IXCs will be required to make modifications to their systems in order to provide data to the LECs.

At this time Sprint does not have a plan to submit, nor is it apparent what level of detail is required in such a plan. Additionally, Sprint does not agree that the sole basis for technical infeasibility lies within the realm of "switch upgrades". Billing and other adjunct system modifications will most likely be required. Therefore, Sprint requests a waiver of the requirement to file an implementation plan until such time as more definitive data regarding the service, the cost, the technical requirements and other operational aspects associated with the service are available. Additionally, the Company requests a two year waiver of the requirement to implement toll limitation service.

RESPECTFULLY SUBMITTED this 5th day of November, 1997.



Charles J. Rehwinkel

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Establishment of eligible  
telecommunications carriers  
pursuant to Section 214(e)  
of the Telecommunications Act  
of 1996. )  
)  
)  
)  
)  
)

Docket No. 970644-TP

In re: Implementation of  
changes in the Federal Lifeline  
Assistance plan currently  
provided by telecommunications  
carriers of last resort. )  
)  
)  
)  
)  
)

Docket No. 970744-TP

Filed: November 5, 1997

NOTICE OF CORRECTION REGARDING:

LIMITED PETITION ON PROPOSED AGENCY ACTION ORDER NO. PSC-97-1262-  
FOF-TP. AND/OR REQUEST FOR CLARIFICATION

The above-styled pleading was inadvertently served on the parties attached to this service list. The pleading was not filed with the Commission At the last minute, Sprint opted to file a waiver request, rather than a protest. Please disregard the above styled pleading. Sprint regrets any inconvenience.

RESPECTFULLY SUBMITTED this 5<sup>th</sup> day of November, 1997.



Charles J. Rehwinkel  
General Attorney  
Sprint-Florida, Incorporated  
P.O. Box 2214  
MC FLTLHO0107  
Tallahassee, Florida 32301  
850/ 847-0244

**CERTIFICATE OF SERVICE**  
**DOCKET NO. 970644-TL & 970744-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by U.S. Mail or hand-delivery this 5th day of November, 1997 to the following:

Cynthia Miller  
Senior Attorney  
Division of Appeals  
Fla. Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399

Will Cox  
Division of Legal Service  
Fla. Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399

Charles J. Beck  
Office of Public Counsel  
c/o The Florida Legislature  
111 W. Madison Street Rm. 812  
Tallahassee, Florida 32399-1400

Nancy Sims, Esq.  
BellSouth Telecommunications  
150 South Monroe, Suite 400  
Tallahassee, Florida 32301

J. Jeffrey Whalen, Esq.  
Ausley & McMullen  
227 South Calhoun Street  
P.O. Box 391  
Tallahassee, Florida 32302

David B. Erwin, Esq.  
Young, van Assenderp  
& Benton, P.A.  
P.O. Box 1833  
Tallahassee, FL 32302-1833

Kenneth A. Hoffman, Esq.  
Rutledge, Ecenia, Underwood,  
Purnell & Hoffman, P.A.  
215 S. Monroe St., Suite 420  
P.O. Box 551  
Tallahassee, Florida 32302

Anthony P. Gillman  
GTE Florida Incorporated  
One Tampa City Center  
P.O. Box 110, MC7  
Tampa, Florida 33601-0110

Angela Green  
Florida Public  
Telecommunications Association  
125 S. Gadsden Street #200  
Tallahassee, Florida 32301-1525

Sheffel Wright, Esq.  
Landers and Parsons  
P.O. Box 271  
Tallahassee, Florida 32302

Jill Butler  
Cox Communications  
4585 Village Avenue  
Norfolk, VA 23502

  
Charles J. Rehwinkel