



## Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: JANUARY 5, 1998

TO: BLANCA S. BAYÒ, DIRECTOR/DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (B. KEATING) *ncb for BK*

RE: DOCKET NO. 971194-TP - 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.

On January 2, 1998, Wireless One filed a Request for Oral Argument on staff's post-hearing recommendation. By its request, Wireless One seeks the opportunity to address the Commission at its January 6, 1998, Agenda Conference, regarding its concerns with the staff's recommendation. Attached to Wireless One's Request was a Memorandum in Support of its Request. On January 2, 1998, Sprint responded to Wireless One's filing. While Sprint does not object to Wireless One's filing of a Request for Oral Argument, per se, Sprint states that it does object to the attached Memorandum of Law. Sprint asserts that the Memorandum is actually a supplemental brief and response to the staff recommendation. Sprint further asserts that if this document is distributed to the Commissioners and staff assigned to this case, Sprint will be denied due process in this proceeding because it will not have a meaningful opportunity to respond to the Memorandum. Sprint, therefore, asks that the filing not be distributed to Commissioners and staff.

ACK \_\_\_\_\_

AFA \_\_\_\_\_

APP \_\_\_\_\_

CAF \_\_\_\_\_

CMU \_\_\_\_\_

CTR \_\_\_\_\_

EAG \_\_\_\_\_

LEG \_\_\_\_\_

LIN \_\_\_\_\_

OPC \_\_\_\_\_

RCH \_\_\_\_\_

SEC 

WAS \_\_\_\_\_

OTH \_\_\_\_\_

In view of the contents of the Memorandum, and the fact that Commission rules and the Procedural Order in this docket do not contemplate a response to staff's recommendation, the Memorandum in Support of the Request for Oral Argument filed by Wireless One should not be distributed at this time pending a determination as to its propriety. All parties will be notified if the Memorandum is distributed at a later date.

BK:bk

cc: Division of Communications (Norton)

DOCUMENT NUMBER - DATE

00095 - JAN - 5 98

FES 54-00025-REPORTING