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January 5, 1998

Via Overnight Courier

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

> Re: Wireless One Network's Petition for Arbitration with Sprint Florida Docket No. 971194-TP

Dear Ms. Bayo:

ACK

APP

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On behalf of Wireless One Network, L.P. ("Wireless One"), this letter responds to Charles Rehwinkel's letter of January 2, 1998 written on behalf of Sprint-Florida, Inc. ("Sprint").

First, Sprint's assumption that the Request for Oral Argument was somehow not timely served on Mr. Rehwinkel is wrong. Mr. Rehwinkel was faxed a copy of the Request as soon as it was prepared. The filing cover letter was dated December 31, 1997, the date that the letter was sent. The federal express package was not delivered until January 2, 1998, the same date as Sprint's letter.

Second, Wireless One objects to Sprint's accusations that Wireless One somehow is not

following the rules. As Sprint should be aware, Rule 25-22.056, Florida Administrative Cod specifies what post-hearing filings are permitted and specifically allows requests for or argument to be filed in accordance with Rule 25-22.058, Florida Administrative Code.
Wireless One fully complied with the rules. Not only did it make a timely request, but supported the request with the reasons why "oral argument would aid the Commission comprehending and evaluating the issues before it." Sprint's indication that it "cannot sit idly be while Wireless One seeks to improperly comment on the staff recommendation and influence the course of deliberations" is inappropriate and not justified.

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Having complied with all rules, Wireless One strongly objects to Sprint's request that the staff assigned to the case not read the Memorandum in Support of the Request for Oral Argument or that it not be distributed to the Commissioners. How else can the Commission decide if oral argument would aid the Commission in comprehending the issues? Sprint cites no rules for withholding the circulation of a pleading because none exist. Indeed, such a request would violate Wireless One's due process rights. Sprint's appropriate response under the rules is to oppose the Request for Oral Argument.

The issues in this case are extremely important to Wireless One. At all times, it has pursued its interests in the issues within the Commission's rules. Wireless One believes that the Commission would be aided by oral argument, and respectfully requests that the Commissioners and Staff review Wireless One's Memorandum in Support and rule on Wireless One's Request for Oral Argument.

Very truly yours,

William A. Adams

cc: (w/encl.) Frank Heaton

James A. Dwyer

Beth Keating, Esq. [via facsimile (850/413-6250) and U.S. Mail] William Cox, Esq. [via facsimile (850/413-6250) and U.S. Mail] Charles Rehwinkel, Esq. [via facsimile (850/878-0777) and U.S. Mail]

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