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March 5, 1998

Via Overnight Delivery

Ms. Blanca Bayo
Director, Division of Records and Reporting
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: **Docket No. 970882-T1**

Dear Ms. Bayo:

State Communications, Inc. ("SCI"), by undersigned counsel, respectfully submits its positions on the issues in this docket as stated below.

Statement of Basic Position

State Communications, Inc. ("SCI") joins the Commission in its ongoing commitment to consumer protection, particularly its initiative to curb slamming. SCI submits that part of the solution must be increased prosecution of offenders. SCI also supports the Commission's initiative to create rules that will protect against slamming and define the duties of all parties involved, including consumers. SCI urges the Commission to except checks combined with LOAs from the prohibition against combining LOAs with inducements. LOA/Checks, with proper disclosures, are consumer-friendly, economic and useful marketing tools. The Commission rarely receives complaints due to LOAs combined with checks and has received no evidence in this proceeding to support a finding that checks are anything but acceptable and valuable marketing tools.

ACK
AFA _____
APP Waldwell
CAF 2
CMU Issue 1
CTR _____
EAG _____
LEG _____
LIN 5
RCH 7
SEC 1
WAS _____
OTH _____

Issue 1: Should the Commission adopt new rule 25-24.845, Florida Administrative Code, as proposed by the Commission at the December 16, 1997, agenda conference?

Position: SCI does not oppose the proposed changes.

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Issue 2: Should the Commission adopt the proposed amendments to Rule 25-4.003, F.A.C., as proposed by the Commission at the December 16, 1997, agenda conference?

Position: SCI does not oppose the proposed changes but urges the Commission to add a definition of "unauthorized provider change."

Issue 3: Should the Commission adopt the proposed amendments to Rule 25-24.110, F.A.C., as proposed by the Commission at the December 16, 1997, agenda conference?

Position: SCI does not oppose the proposed changes that are still included in this proceeding, but urges the Commission to consider the positions and comments of other carriers (such as AT&T, MCI, and BellSouth, to name a few) who have done cost and feasibility analyses of the proposed changes.

Issue 4: Should the Commission adopt the proposed amendments to Rule 25-24.118, F.A.C., as proposed by the Commission at the December 16, 1997, agenda conference?

Position: No, instead the Commission should make the following changes:

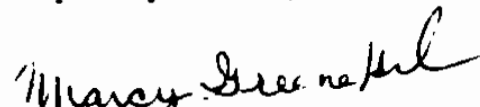
25-4.118(4) The Commission should not prohibit carriers from using non-deceptive LOAs combined with checks. The Commission should adopt language that largely mirrors the FCC's rules (47 C.F.R. §64.1150(d)) to ensure proper disclosure.

25-4.118 (5)(8) The Commission should require carriers to rerate charges.

Issue 5: Should the Commission adopt the proposed amendments to Rule 25-24.490, F.A.C., as proposed by the Commission at the December 16, 1997, agenda conference?

Position: SCI does not oppose the proposed changes.

Respectfully submitted,


Marty Greene

Counsel for State Communications, Inc.

**CERTIFICATE OF SERVICE
DOCKET NO. 970882-TI**

I CERTIFY that a true and correct copy of the foregoing was served by first class United States Mail, postage prepaid, this 5th day of March, 1998, on the following:

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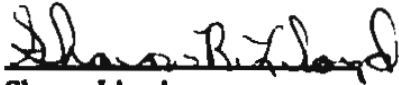
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