

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Application for	)	DOCKET NO.: 970109-TI
certificate to provide	)	
interexchange telecommunications	)	FILED: May 1, 1998
service by KTNT Communications,	)	
Inc. d/b/a IDC Telecommunications.)	)	

PREHEARING STATEMENT

KTNT Communications Inc. d/b/a IDC Telecommunications (KTNT), pursuant to Order No. PSC-98-0207-PCO-TI, files its prehearing statement in this proceeding.

A. WITNESSES:

Dennis Dees	All Issues
Direct and Rebuttal Testimony	

B. EXHIBITS:

Dennis Dees	DD-1
	Names of Certifi-
	cated Carriers

C. STATEMENT OF BASIC POSITION:

KTNT has established the technical, managerial, and financial fitness to be certificated and the Commission should grant it an IXC certificate as soon as possible.

The OPC and Attorney General oppose the grant, alleging that KTNT would trick customers and unfairly compete with other carriers. But they do not bring any evidence of trickery or unfair competition; they simply do not like KTNT's strategy for the "zero minus" market. KTNT has completed over 300,000 calls in Texas without complaints from customers, regulators or competitors. KTNT's use of its controversial fictitious names has not been a problem, and the opposition of the OPC/Attorney General to KTNT's application is not based on

ACK ✓  
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APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU Williams  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG 2  
LIN 3  
OPC \_\_\_\_\_  
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EPSC-BUREAU OF RECORDS

FPSC-RECORDS/REPORTING

real-world experience.

KTNT applied for a certificate over a year ago. Staff has recommended twice that it be granted a certificate. KTNT has shown by its conduct in this proceeding that it attempts to honor regulatory policy. KTNT has the technical, managerial, and financial fitness to be certificated and the Commission should grant the certificate to KTNT Communications Inc., d/b/a I Don't Care and d/b/a It Doesn't Matter without further delay.

**D. STATEMENT OF ISSUES AND POSITIONS:**

ISSUE 1: Has KTNT made the requisite showing pursuant to Section 364.337(3). Florida Statutes, that it has sufficient technical, financial, and managerial capability to provide interexchange telecommunications service within the state?

KTNT's Position: \*\*Yes. The OPC/Attorney General have opposed KTNT's application on the basis that KTNT is managerially unfit to operate as an intrastate carrier. The OPC/Attorney General allege that KTNT's zero minus strategy uses fictitious names to trick customers and unfairly compete with other carriers. But KTNT has completed over 300,000 calls in Texas using this strategy without customers, competitors or regulators complaining. The opposition of the OPC/Attorney General does not rise above allegation.\*\*

ISSUE 2: What are KTNT's business plans for the state of

Florida?

KTNT's Position: \*\*KTNT's initially will operate in Florida as a switchless reseller whose primary business activity is as an operator service provider. In this context, we will be using the fictitious names of "I Don't Care" and "It Doesn't Matter." KTNT will be expanding into other areas of telecommunications such as one plus and 800-888 numbers as time permits.\*\*

ISSUE 3: Are KTNT's business plans for the state of Florida in the public interest?

KTNT's Position: \*\*Yes.\*\*

ISSUE 4: Is it in the public interest to allow KTNT to obtain a certificate from the Commission?

KTNT's Position: \*\*Yes.\*\*

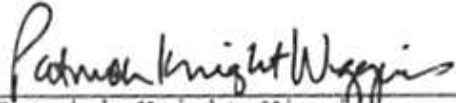
ISSUE 5: If it is in the public interest to allow KTNT to obtain a certificate from the Commission, should the certificate be modified to prohibit the company from using fictitious names in Florida?

KTNT's Position: \*\*No. The OPC/Attorney General would prohibit KTNT from using the fictitious names "I Don't Care" and "It Doesn't Matter." They allege that KTNT would trick customers and unfairly compete with other carriers. But they do not bring any evidence of trickery or unfair competition;

they simply do not like KTNT's strategy for the "zero minus" market. KTNT has completed over 300,000 calls in Texas without complaints from customers, regulators or competitors. KTNT's use of its controversial fictitious names has not been a problem, and the opposition of the OPC/Attorney General to KTNT's application is not based on real-world experience.\*\*

**E. STIPULATED ISSUES:**

None.

  
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Counsel for KTNT

**CERTIFICATE OF SERVICE**

Docket No. 970109-TI

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery\* or U.S. Mail this 1st day of April 1998, to the following:

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Patrick Knight Wiggins