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December 27, 1999

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RECORDS AND REPORTING

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

Re: Docket No. 981444-TP

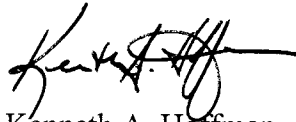
Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of Omnipoint Communications MB Operations, LLC d/b/a Omnipoint Communications ("Omnipoint") and Aerial Communications, Inc. ("Aerial") are the original and fifteen copies of their Response to OPC's Petition to Inspect and Examine Material Claimed to Be Confidential.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,



Kenneth A. Hoffman

- AFA _____
- APP _____
- CAE _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- MAS _____
- OPC _____
- RRR _____
- SEC _____
- WAW _____
- OTH _____

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Enclosures
cc: Parties of Record
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DOCUMENT NUMBER-DATE
15764 DEC 27 99
FPSC-RECORDS/REPORTING

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Number Utilization Study:)
Investigation into Number)
Conservation Measures.)
_____)

Docket No. 981444-TP

Filed: December 27, 1999

**RESPONSE OF OMNIPOINT COMMUNICATIONS
MB OPERATIONS, LLC d/b/a OMNIPOINT
COMMUNICATIONS AND AERIAL COMMUNICATIONS, INC.
TO OPC'S PETITION TO INSPECT AND EXAMINE
MATERIAL CLAIMED TO BE CONFIDENTIAL**

Omnipoint Communications MB Operations, LLC d/b/a Omnipoint Communications ("Omnipoint") and Aerial Communications, Inc. ("Aerial"), by and through their undersigned counsel, and pursuant to Rule 25-22.006(5)(c)2., Florida Administrative Code, hereby file their Response to the Office of Public Counsel's ("OPC") Petition to Inspect and Examine Material Claimed to Be Confidential and state as follows:

1. By letter dated September 24, 1999, Commission Staff requested that members of the telecommunications industry provide data to assist the Commission in its study of number utilization in all area codes in Florida.

2. Although Omnipoint and Aerial are commercial mobile radio service providers not subject to the Commission's jurisdiction, Omnipoint and Aerial complied in good faith with the Commission Staff's data request by filing two spreadsheets (for each company) with the Commission under cover of a Notice of Intent to Request Confidential Classification on October 15, 1999. In order to maintain confidential treatment of their responses to Staff's data request, Omnipoint and Aerial subsequently refiled the two spreadsheets under cover of a Request for Confidential Classification on November 3, 1999.

DOCUMENT NUMBER-DATE

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3. On December 13, 1999, OPC filed a Petition to Inspect and Examine the Confidential Information filed in this docket by Omnipoint, Aerial and ten other members of the telecommunications industry that submitted confidential responses to the Commission Staff's data request. OPC's Petition indicates that OPC does not object to inspecting and examining the documents for which confidential treatment has been requested subject to a protective order issued by the Commission.

4. Notwithstanding the non-jurisdictional status of Omnipoint and Aerial, and without waiving the confidentiality of the information filed by Omnipoint and Aerial with the Commission on October 15, 1999 and November 3, 1999, Omnipoint and Aerial do not object to permitting OPC to inspect the confidential information of Omnipoint and Aerial identified in OPC's Petition provided that an appropriate protective order is first entered. Omnipoint and Aerial hereby adopt and incorporate by reference the terms and conditions for the release of any of the confidential documents and information filed by Omnipoint and Aerial set forth in paragraph seven of BellSouth Mobility, Inc.'s Response to Petition to Inspect and Examine Material Claimed to Be Confidential filed in this docket on December 23, 1999.

5. Absent entry of a protective order, including the terms and conditions thereof as described in paragraph seven of BellSouth Mobility, Inc.'s Response to Petition to Inspect and Examine Material Claimed to Be Confidential, Omnipoint and Aerial do not consent to OPC's Petition to Inspect and Examine the confidential information filed by Omnipoint and Aerial in this docket.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kenneth A. Hoffman", is written over a horizontal line.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by U. S. Mail this 27th day of December, 1999, to the following:

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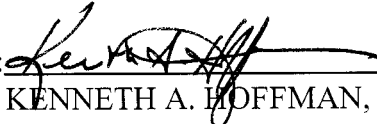
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By: 
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