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January 27, 1998

BY HAND DELIVERY

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

Re: Prehearing Statement of Basic Position and
Positions on Issues - Docket No. [REDACTED] TI

Dear Diana:

As required by the prehearing officer, Sprint submits its
statement of basic position and position on the issues as follows:

Statement of Basic Position

As discussed at the prehearing, Sprint requests that
its Statement of Basic Position be changed to read:

Sprint agrees that unauthorized changes in a subscribers' carrier selection, a practice commonly known as 'slamming,' is a significant consumer problem. Slamming clearly impacts all participants in the competitive interexchange market. What is not yet certain, however, is how best to address the problem. Sprint believes the Commission's proposed rules are unnecessary as the current rules are adequate and, when adhered to, have the capability to control the slamming problem. Sprint believes, however, that the Commission should avoid the indiscriminate application of its rules to all carriers. Finally, should the Commission adopt additional rules, Sprint recommends that it adopt rules that are consistent with Federal Rules. Since the Federal rules have not been finalized to date, however, Sprint recommends that the Commission delay implementing any new rules at this time.

- ACK _____
- AFA _____
- AFP 5
- CAF 1
- CMU 1
- CTR _____
- EAG _____
- LEG _____
- LN 5
- CRD _____
- EM 1
- FD 1
- FS _____
- TH _____

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

[REDACTED] 56 JAN 27 98

FPSC-RECORDS/REPORTING

Issue 1: Should the Commission adopt Rule 25-24.845, Florida Administrative Code?

*Position: No. Should the Commission determine that additional rules are necessary, the Commission should delay adopting any new rules until Federal rules are implemented. Sprint believes any additional rules the Commission adopts should be consistent with those Federal rules.

Issue 2: Should the Commission adopt the proposed amendments to Rule 25-4.003, Florida Administrative Code?

*Position: Sprint does not oppose the proposed rule changes.

Issue 3: Should the Commission adopt the proposed amendments to Rule 25-24.110, Florida Administrative Code?

*Position: No. Should the Commission determine that additional rules are necessary, the Commission should delay implementation of any new rules until Federal rules are implemented. Sprint believes any additional rules the Commission adopts should be consistent with those Federal rules.

Issue 4: Should the Commission adopt the proposed amendments to Rule 25-4.118, Florida Administrative Code?

*Position: No. As stated above, should the Commission determine that additional rules are necessary, Sprint recommends that the Commission delay implementing any new rules until Federal rules are implemented. Should the Commission, however, proceed with rule-making before the Federal rules are established, Sprint takes the following positions:

Rule 25-4.118(2)(b) 1.2: and (2)(c). Florida Administrative Code:

Sprint believes that an audio recording is of no greater value in verifying the validity of a customer's carrier choice than other methods. It is an unnecessary additional step that increases the cost of verification, and adds no additional security for the customer. The 'recording' offers no guarantee that the person authorizing the order is the true customer with the decision-making authority for the telephone service.

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Rule 25-4.118(4), Florida Administrative Code:

This Rule would prohibit inducements of any kind from being combined with the LOA. Sprint supports the proposed rule change. Sprint, however, recommends that the rule be clarified to indicate that negotiable instruments, such as checks, are not to be combined with an LOA.

Rule 25-4.118(2)(d)(5), Florida Administrative Code:

Sprint supports the proposed rule change.

Rule 25-4.118(2)(d)(6), Florida Administrative Code:

Sprint sends new customers a Welcome Package confirming their PIC change order. Substantial additional printing and administrative costs will be incurred if state specific information must be included. Any increase in administrative costs could impede competition.

Rule 25-4.118(8), Florida Administrative Code:

Sprint opposes any rule that would relieve customers' responsibility for paying for services they have received. Rule changes of this type would encourage fraud and bad debt for all interexchange carriers.

Rule 25-4.118(10), Florida Administrative Code:

Sprint believes that identification of the independent verifier will only create customer confusion. Sprint's independent verifier now uses the name "Verification." Sprint has not received any customer complaints as the result of this procedure.

Issue 5: Should the Commission adopt the proposed amendments to Rule 25-24.490, Florida Administrative Code.

*Position: No. Should the Commission determine that additional rules are necessary, the Commission should delay adopting any new rules until Federal rules are implemented. Sprint believes any additional rules the Commission adopts should be consistent with those Federal rules.

Enclosed is a disk with the information contained in this letter. Please call if you have any questions regarding this filing.

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Thank you.

Sincerely,



C. Everett Boyd, Jr.

CEBjr:bjk

Enc.

cc: All parties of record

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