

# Wichita Airport Authority

Wichita Mid-Continent Airport  
Colonel James Jabara Airport



RECEIVED

July 27, 1994

JUL 29 1994

Mr. William F. Canton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, DC 20554

RE: CC Docket No. 92-77, Phase II

Dear Mr. Canton:

On behalf of the Wichita Airport Authority (WAA), I would like to present our position on the Further Notice of the Proposed Rulemaking (Docket 92-77) concerning Billed Party Preference (BPP). The WAA operates Wichita Mid-Continent Airport in Wichita, Kansas, which provides service to over 1.3 million passengers per year.

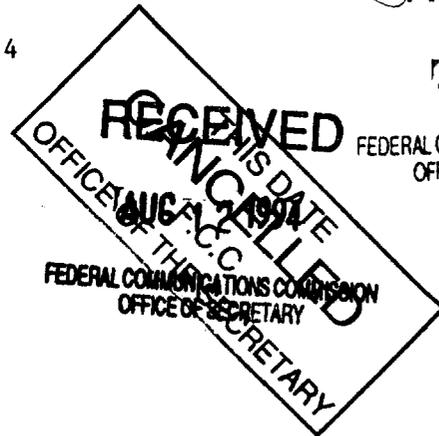
Located throughout the airport are approximately 70 pay telephones for use by the traveling public. These locations are strategically placed to facilitate convenience and ease of use. Therefore, any proposed ruling that could adversely affect the quality of service or revenue due the WAA is of great concern.

The WAA has utilized many resources and invested substantial monies to ensure the traveling public receives the greatest service possible at Wichita Mid-Continent Airport. The pay telephones provide over \$60,000 per year in revenue to the airport. The implementation of BPP will adversely affect both the airport and the level of service our travelers receive.

One concern of the WAA is the projected call set-up time to process a call with BPP. The additional time required to process the call will most assuredly cause passenger dissatisfaction and lines at the public pay telephones. Since the opportunity to make calls is limited by flight schedules, a longer call set-up time is likely to cause frustration among travelers. Additionally, the situation of customers queuing up at the pay phones will cause traffic flow problems and safety concerns.

Another concern is the possibility of limited availability of pay phones with BPP. Currently a large number of pay telephones are conveniently located to handle peak periods before and after flights. Without compensation from the operator services providers, the WAA will be forced to find a more profitable use for the space.

The revenue received from the pay telephone concession is used by the WAA to maintain and operate the airport. As you may be aware, Wichita Mid-Continent Airport operates as an enterprise fund whereby the users of the airport compensate the Authority for the use of facilities. This method of operation



FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

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July 27, 1994  
Mr. Canton  
Page 2

allows the WAA to provide a world class airport without relying on any tax revenue from the general public. Should this revenue be eliminated, the shortfall will have to be recovered from the other tenants of the Airport or the general public in the form of an airport tax. Many of these tenants are airlines already experiencing financial problems, e.g. America West Airlines, Trans World Airlines, etc. Shifting additional financial responsibilities to these companies is not only unfair but goes against our charter that states that all users of the airport must fairly compensate the Authority for utilizing the airport. Imposing an airport tax on the general public to recover lost income would be unfair to the citizens of Wichita and our market area.

Another alternative to recover lost revenue would be to impose a rental fee on the pay phone provider. The pay phone provider, instead of the airport operator, would then determine the number of pay phones to be placed in the airport. That determination would be based on projected revenues of the pay phone and the amount of rent the provider is willing to pay rather than on the needs of the travelers. Additionally, the imposition of rent or fees will ultimately be passed on to the users of the pay phones by the providers, eliminating any perceived operator services price reduction benefit of Billed Party Preference.

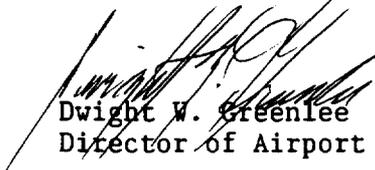
Recent court rulings, including the United States Supreme Court in Alamo Rent-A-Car vs. Sarasota Manatee Airport Authority, have stated that, (sic) "users of the airport facilities and those who generate income from the airport are required to compensate the airport". Enacting Billed Party Preference without requiring the operator services providers to compensate the airport appears to be in direct contrast to these recent court findings.

The Wichita Airport Authority is strongly opposed to Billed Party Preference and believes that our current operation which provides equal access from the public phones is sufficient. The Commission's resources would be better spent resolving specific rate and blocked carrier access problems by enforcing its existing regulations mandated in the Telephone Operator Consumer Services Improvement Act of 1990, rather than imposing BPP on the entire operator services industry.

In conclusion, implementing Billed Party Preference without mandating fair compensation to the location owner is unjust, will not benefit the consumer, and may be in violation of recent court rulings. Therefore, the WAA respectfully requests that the Federal Communications Commission **not implement Billed Party Preference** and continue the current operation of equal access and owner selection of the primary interexchange carrier.

Sincerely,

THE WICHITA AIRPORT AUTHORITY



Dwight W. Greenlee  
Director of Airport Administration

DWG/jdt

cc: Federal Communications Commissioners

**OFFICE of the SHERIFF**  
CEDAR COUNTY COURTHOUSE  
TIPTON, IOWA 52772

**Keith L. Whitlatch**  
Sheriff

OFFICE: (319) 886-2121  
FAX: (319) 886-2095  
CRIME STOPPERS: (319) 886-6618

DOCKET FILE COPY ORIGINAL

July 25, 1994

Federal Communications Commission  
FCC Secretary's Office  
1919 M Street, NW Room 222  
Washington, D.C. 20554

Re: CC Docket #92-77

I am writing to voice my concerns about the proposed Billed Party Preference regulation. The correctional facility inmate phone industry would be severely jeopardized by BPP, affecting inmates, their families and the criminal justice system as a whole. For this reason, we are asking that inmate calls be except from the proposed BPP regulation.

Over the past ten years, administrators of correctional facilities have been able to put into place a very effective system for allowing inmate phone calls. The right to choose our phone service provider has been key to our success. This service has always been delivered to us at very reasonable rates. What's more, inmate phone commissions have been a significant source of revenue for our facility and have helped us improve it dramatically. We use this revenue to fund various programs including: law enforcement education; inmate health, education, and recreation; jail personnel safety; drug prevention and other community programs; family visitation etc.

Here are a few of my biggest concerns about Billed Party Preference:

- It strips correctional facility administrators of the right to choose inmate phone providers.
- Technology for BPP would reportedly cost upwards of \$1.5 billion, an expense that would have to be passed along to the consumer.
- Without the authority to process calls, inmate phone providers would no longer have the revenue to provide the sophisticated phone systems used in prisons. The end result: fewer phones with fewer security features. Facilities would have to revert to the old ways of supervising each and every inmate call.
- The average length of stay in jail would increase because inmates would not have the phone privileges required to make arrangements for obtaining bond. This costs everyone!

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- Under BPP, correctional facilities would no longer have control over inmate calls, which means no call tracking or blocking. Inmates could conceivably harass judges, witnesses, jury members or even the victims of their crimes.
- Without call control, facilities would be unable to control fraud problems currently handled by inmate phone providers.

For the above reasons, and countless others, we believe that the COSTS OF BILLED PARTY PREFERENCE FOR INMATE CALLS FAR OUTWEIGH THE BENEFITS. If BPP does become regulation, we urge you to make inmate calls except. Thank you for your consideration of my views.

Sincerely,



Keith L. Whitlatch  
Cedar County Sheriff

KLW/bja

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OFFICE OF THE SHERIFF  
COUNTY OF ONEIDA

GERALD F. WASHBURN  
SHERIFF



Memorandum

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JUL 29 1994

FCC MAIL ROOM

To: Senator Patrick Moynihan  
From: Sheriff Gerald F. Washburn *GFW*  
Date: 07/25/94  
Subject: Billed Party Preference

I am writing in regards to Billed Party Preference (BPP), CC Docket 92-77 presently before the Federal Communications Commission. The Oneida County Sheriff's Department has one company handling our telephone service. This allows us the ability in our Correctional Facility to ensure the safety and tax dollars of Oneida County citizens are protected, as listed below:

1. Blocking Control of inmate phone calls.
  - a. Ensuring that no victim or witness receives harassing calls.
  - b. Ability to turn off the phone systems, according to phone procedures set by the policy and procedures of the department.
2. On site phone system supervision by facility personnel.
3. Collect-only system capability.
4. Reduced budgetary costs, due to not having to pay for inmate calls.
5. Inmate phone system commissions.
6. Call duration capability.

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7. Detection of 2 party line calls to eliminate third party calls.
8. Notification to person receiving call that it is from a Correctional Facility.
9. The potential for fraud will creep back into the system.

If this bill is passed, it will affect my responsibility as an elected Official of Oneida County to provide law, order, protection, and the fiscal responsibility I have to the citizens of Oneida County.

I eagerly oppose the BPP and request your cooperation in encouraging the FCC to do the same.

  
Gerald F. Washburn  
Sheriff, Oneida County

cc: Vice-President Al Gore  
FCC  
File

# Whitman County Sheriff's Department

*by*

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AUG 2 11 02 AM '94

STEVEN R. TOMSON  
Sheriff

DALTON E. LEWEY  
Undersheriff

NANCY M. POLAND  
Facility Commander

Telephone (509) 397-6266  
Post Office Box 470  
Colfax, Washington 99111-0470  
Fax (509) 397-2099

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RITA I. KONZAL  
Chief Civil Deputy

KAY KENEDY TURNER  
Records & Information

July 27, 1994

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington DC.C 20554

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JUL 29 1994

In the matter of  
Billed Party Preference  
For 0+ InterLATA Calls

CC DOCKET 92-77-00 MAIL ROOM

The Whitman County Correctional Facility has had a very satisfactory inmate phone system in place for more than ten years. We are very concerned about the proposed Billed Party Preference.

Here are a few of our specific concerns:

1. A small and very busy staff operates this facility. Our current phone system requires very little officer time, allowing my staff to carry out other functions.
2. The phone system commissions allows us the opportunity to purchase recreational equipment which we otherwise could not afford. The commissions go into an "inmate welfare fund" and buy books for the jail library, exercise bicycles, weight training systems and televisions.
3. With our current system, we have the capability of blocking inmate phone calls to the victims and witnesses of their crimes. Furthermore, we have virtually eliminated phone fraud by inmates.

The sheriff and I oppose the BPP. We encourage the FCC to do the same.

Capt. N.M. Poland  
Facility Commander  
Whitman County Correctional Facility  
Colfax, Wa 99111

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**NATIONAL  
Auto/Truckstops, Inc.**

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Dan Tennant  
Vice President, Marketing  
and Business Development

Direct Dial: (615) 783-2700  
FAX Number: (615) 385-2973

July 28, 1994

Mr. W. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street NW  
Room 222  
Washington, DC 20554  
cc: Docket No. 92-77

RECEIVED  
JUL 29 1994  
FCC MAIL ROOM

Dear Mr. Caton:

You are currently considering changing the carrier routing system of long distance phone calls placed at public telephones. I feel such a change will be detrimental to business people offering public phone service.

If enacted, Billed Party Preference will virtually eliminate the 0+ commission programs offered to businesses today. The truckstop industry is a large provider of public phones to America's travelers. Revenue earned from 0+ commissions from those public phones is important to the truckstop Operators. Elimination of such revenue can only have a detrimental affect on those business people.

I urge you not to enact Billed Party Preference for long distance calling at public phones. Such change can only cause a reduction in public phone service and facilities as well as lost revenue to businesses.

Sincerely,



Dan Tennant

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*copy*

F. DeWAYNE BEGGS  
SHERIFF



DOCKET FILE COPY ORIGINAL

OFFICE OF THE  
CLEVELAND COUNTY SHERIFF

203 SOUTH JONES  
NORMAN, OKLAHOMA 73069  
405-321-8600

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JUL 29 1994

FCC MAIL ROOM

July 26, 1994

Federal Communications  
FCC Secretary's Office  
1919 M Street, NW Room 222  
Washington, D.C. 20554

92-77

Dear Sirs:

We at the Cleveland County Sheriff's Office are concerned about the proposed Billed Party Preference for long distance telephone calls. There are three (3) particular areas which will be affected to our detriment:

1. We will lose blocking control of our inmate phone calls.
2. We will lose a revenue stream and the inmate family phone costs could go up.
3. The potential for fraud will creep back into the system.

Along with these major concerns, we also see a problem with who is going to foot the bill for all this.

We eagerly oppose the BPP and encourage you to do the same.

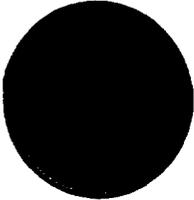
Thank you for your consideration.

Sincerely,

  
F. DeWayne Beggs  
Sheriff

/sm

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South Carolina  
Department of Corrections

*017*

P.O. BOX 21787/4444 BROAD RIVER ROAD/COLUMBIA, SOUTH CAROLINA 29221-1787  
TELEPHONE (803) 896-8565  
PARKER EVATT, Director

July 26, 1994

DOCKET FILE COPY ORIGINAL

Mr. W. Caton, Acting Secretary  
Federal Communications Commission  
1919 Main Street NW, Room 222  
Washington, DC 20554

RECEIVED  
JUL 29 1994  
FEDERAL COMMUNICATIONS COMMISSION

REFERENCE: Docket 92-77

Dear Mr. Caton:

For sometime I have been following a proposal referred to as "Billed Party Preference," Docket 92-77, which is currently before the Federal Communications Commission. This proposal, if approved would dramatically change the way the long distance carrier is chosen on collect calls from correctional facilities. Additionally, the proposal would significantly impact the mission of our Agency by making it more difficult to maintain certain security systems, as well as, to provide sufficient essential programs which assist the inmates in successfully returning to and coping in society.

The South Carolina Department of Corrections began researching specialized inmate calling services almost a year ago. It was, and still remains, our goal to prevent fraudulent and/or harassing calls from South Carolina state prisons in addition to providing all inmates fair and equal access to telephones. This Agency believes allowing inmates contact with their family and friends helps preserve the family relationship, helps decrease tension in understaffed and overcrowded facilities, as well as, providing an incentive for good behavior. We have and continue to implement specialized features and services to limit potential abuse of telephone privileges and, in turn, protect the privileges of the majority of the inmate population making legitimate calls.

In the past, if a citizen contacted this Agency about receiving harassing calls, our institutional staff could not determine from which telephone in a dorm of 200 inmates a call was made. As you can imagine, someone being harassed found this response unacceptable. Today at prisons with specialized service, we not only know which inmate, but when calls were attempted in addition to how many attempts were made. Call blocking can be done within minutes to prevent any further calls. Correctional officials now have the tools to stop fraudulent and harassing calls to victims, witnesses, judges or anyone not willing to accept calls from an inmate.

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Mr. W. Caton  
Page Two

Contracts between this Agency and carriers specializing in inmate traffic has provided South Carolina prisons the necessary methods to control inmate calling. "Billed Party Preference" for prison traffic will allow inmate calling to be routed to any carrier. Since no contracts will exist between these other carriers and this Agency, specialized inmate calling services are not guaranteed. At present, our carrier identifies each call as coming from a correctional facility. Unfortunately, all carriers do not have the ability to identify when calls are originating from a correctional facility. Inmate calls would be processed just like a call from a public telephone. With no contracts, this Agency's goal to prevent fraudulent and harassing calls from South Carolina state prisons and providing the inmate population fair and equal access to telephones cannot be met.

The State of South Carolina is not likely to provide funds to furnish inmates with telephone service. It would cost this Agency in excess of \$1 million annually just to provide basic inmate phone service. To install specialized equipment to control inmate calling throughout the Agency is estimated at over \$4.5 million. Like most corrections' departments across the nation, our Agency must constantly deal with overcrowding, understaffing, and budget cuts. To expect that funds will be made available to install an inmate phone system is simply unrealistic. With no funds available, unfortunately, "Billed Party Preference" for prisons could eliminate inmates being provided telephone privileges altogether.

The South Carolina Department of Corrections has always been sensitive to the rates inmate families have to pay for collect-calls. Our contracts currently protect inmates' families from abusive rates and will continue to do so in the future. It is suggested the FCC adopt rate ceilings for inmate calls to ensure fair and reasonable rates nationally. This action would not only protect the consumer from being over billed for calls but allow prison administrators to provide secure inmate call control services to protect victims, witnesses, and the public.

When reviewing and making decisions on "Billed Party Preference," FCC Docket 92-77, please consider the financial burden that it will put on our state's taxpayers, and the loss of control and monitoring within our institutions. If you have any questions or concerns, please contact me at (803) 896-8555.

Sincerely,

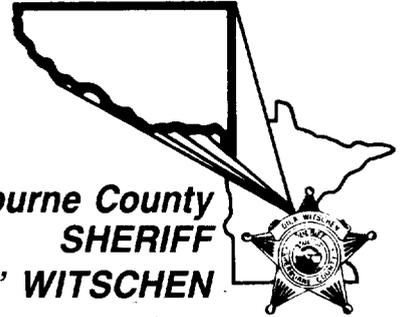


Parker Evatt

PE:lz

cc: The Honorable Strom Thurmond	The Honorable Butler Derrick
The Honorable Earnest Hollings	The Honorable John Spratt, Jr.
The Honorable Arthur Ravenel, Jr.	The Honorable Robert D. Inglis
The Honorable Floyd Spence	The Honorable James E. Clyburn

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**Sherburne County  
SHERIFF**

**RICHARD "DICK" WITSCHEN**

July 26, 1994

92-77

FCC Secretary's Office  
1919 M Street NW, Room 222  
Washington, D.C. 20554

SUBJECT: BILLED PARTY PREFERENCE (BPP)

Our department currently contracts with a telephone company which is equipped to handle jail inmate collect calls. We have entered into this contract for the following reasons:

- 1) Call blocking feature prevents victim and witness harassment.
- 2) There is a call duration control capability which allows all inmates reasonable access to phones.
- 3) The system controls budgetary costs due to not having to pay for inmate calls.
- 4) Our current phone system controls fraud because people receiving inmate calls know such calls are coming from our jail.
- 5) Approval of the BPP regulation will be counterproductive to our correctional operation by eliminating the important capabilities and controls of our current contracted system. Most other phone companies are not equipped to handle our needs.

In the interest of public safety, please do not allow this regulation to pass thereby allowing inmate abuse of telephone communications in correctional facilities.

Sincerely,

*Richard "Dick" Witschen*

Sheriff Richard "Dick" Witschen

RCW/do

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**SHERIFF'S DEPARTMENT**  
COUNTY GOVERNMENT CENTER  
13880 Hwy 10, P.O. Box 308  
Elk River, Minnesota 55330  
Area Toll Free Numbers:  
Elk River - 241-2500  
Other - 1-800-433-5245  
Home - St. Cloud (612) 743-2056



**NATIONAL  
Auto/Truckstops, Inc.**

*ey*

AUG 2 11 02 AM '94

Dan Tennant  
Vice President, Marketing  
and Business Development

Direct Dial: (615) 783-2700  
FAX Number: (615) 385-2973

July 28, 1994

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Mr. W. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street NW  
Room 222  
Washington, DC 20554  
cc: Docket No. 92-77

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FOC MAIL ROOM

Dear Mr. Caton:

You are currently considering changing the carrier routing system of long distance phone calls placed at public telephones. I feel such a change will be detrimental to business people offering public phone service.

If enacted, Billed Party Preference will virtually eliminate the 0+ commission programs offered to businesses today. The truckstop industry is a large provider of public phones to America's travelers. Revenue earned from 0+ commissions from those public phones is important to the truckstop Operators. Elimination of such revenue can only have a detrimental affect on those business people.

I urge you not to enact Billed Party Preference for long distance calling at public phones. Such change can only cause a reduction in public phone service and facilities as well as lost revenue to businesses.

Sincerely,

*Dan Tennant*

Dan Tennant

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**LITS, Inc.**

Lodging  
Industry  
Telemanagement  
Services

3900 W. Brown Deer Rd.  
Suite A122  
Milwaukee, WI 53209  
(414) 281-4453  
Fax (414) 281-2004

July 28, 1994

Mr. W. Caton  
Acting Secretary  
Federal Communications Commission  
Room 222  
1919M Street, NW  
Washington, DC 20554  
CC Docket No. 92-77

DOCKET FILE COPY ORIGINAL  
BY OVERNIGHT MAIL

Dear Mr. Caton:

Having read the Further Notice of Proposed Rules Making adopted May 19, 1994 in the matter of "Billed Party Preference for 0+ Interlata Calls," I wish to file an initial comment to this proposed ruling.

Our company is representing/managing the telephone departments of 528 hotel properties (an aggregator) throughout the USA.

BPP will regulate the 0+ industry and eliminate current competition that exists between 0+ telephone providers. The ultimate result will be that 0+ pricing to the ultimate consumer will increase significantly.

When you add the BPP's technology and installation cost on top of a regulated business, the consumer will pay even more for each 0+ call.

Certainly, there are problems with the current 0+ industry, but regulating the industry is the last choice -- Billed Party Preference will take back from the consumer the major decreases in telephone costs he has enjoyed since the unregulating of this business.

Our company will file a more definitive affidavit by the August 31st deadline in objection to Billed Party Preference rulemakings.

Sincerely,



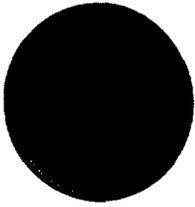
Bruce Maher  
President

BDM/rk

<fcc0728.brc>

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# South Carolina Department of Corrections

DOCKET FILE COPY ORIGINAL

P.O. BOX 21787/4444 BROAD RIVER ROAD/COLUMBIA, SOUTH CAROLINA 29221-1787  
TELEPHONE (803) 896-8555  
PARKER EVATT, Director

July 26, 1994

RECEIVED  
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FEDERAL COMMUNICATIONS COMMISSION

Mr. W. Caton, Acting Secretary  
Federal Communications Commission  
1919 Main Street NW, Room 222  
Washington, DC 20554

REFERENCE: Docket 92-77

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Sincerely,



Parker Evatt

PE:lz

cc: The Honorable Strom Thurmond	The Honorable Butler Derrick
The Honorable Earnest Hollings	The Honorable John Spratt, Jr.
The Honorable Arthur Ravenel, Jr.	The Honorable Robert D. Inglis
The Honorable Floyd Spence	The Honorable James E. Clyburn

**OFFICE of the SHERIFF**  
**CEDAR COUNTY COURTHOUSE**  
**TIPTON, IOWA 52772**

**Keith L. Whitlatch**  
**Sheriff**

*cey*  
OFFICE: (319) 886-2121  
FAX: (319) 886-2095  
CRIME STOPPERS: (319) 886-6618

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Federal Communications Commission  
FCC Secretary's Office  
1919 M Street, NW Room 222  
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Re: CC Docket #92-77

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Sincerely,

A handwritten signature in black ink that reads "Keith L. Whitlatch". The signature is written in a cursive, slightly slanted style.

Keith L. Whitlatch  
Cedar County Sheriff

KLW/bja



OCCIDENTAL COLLEGE  
1600 CAMPUS ROAD  
LOS ANGELES, CA 90041-3314

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AUG 01 1994  
FEDERAL COMMUNICATIONS COMMISSION

Mr. W. Canton  
Acting Secretary  
Federal Communications Commission  
1919 M Street NW  
Room 222  
Washington, DC 20554  
Docket No. 92-77

July 26, 1994

Dear Mr. Canton,

I am the Administrative Services Supervisor at Occidental College in Los Angeles, California. I am writing to strongly urge you not to implement Billed Party Preference (BPP).

Occidental College is now using the commissions received from its 0+ and 0- traffic to:

1. Offset the expense of paying for semipublic phones in low usage areas. Student safety and convenience are our main concerns, since many of these areas are remote and pay phones are the only way to request assistance.
2. Offset telecommunications expenses in a time of downsizing and budget cuts.
3. Offset the expenses of deploying new technology.

Additionally the commissions help keep tuition costs down. If we were to loose our 0+ and 0-commissions, since operating expenses would remain constant, tuition would be increased to cover the revenue loss.

I also feel, if you implement BPP, the speed of call connections will increase due to the DIP required to determine the carrier and the millions of dollars required to implement such a plan will be passed on to telephone end users.

Sincerely,

William E. Barr  
Administrative Services Supervisor

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**TRUCKSTOPS OF AMERICA**

200 PUBLIC SQUARE, CLEVELAND, OH 44114-2375

AUG 2 10 59 AM '94

*Handwritten initials*

July 25, 1994

Federal Communications Commission  
Attn: Mr. W. Caton, Acting Secretary  
1919M Street, NW, Room 222  
Washington, D.C. 20554  
CC Docket No. 92-77

*Handwritten: C.D. 92-77*

JUL 24 1994

*Handwritten: Federal Communications Commission*

Dear Mr. Caton:

I do not believe that the information provided in CC Docket No. 92-77, referencing Billed Party Preference (BPP), is necessarily complete, accurate or current for the Commission to make a finding that BPP is in the public interest.

The reliability of cost data that was presented to implement and maintain the BPP is questionable. Costs for such programs often far exceed those that are initially projected.

Claims were stated that the BPP will improve the communications infrastructure, but it doesn't clearly show how. Instead, other network advancements that may currently be underway could be postponed or canceled.

The loss of commissions that would result from implementation of the BPP system would lead to a decrease in the number of phones currently in place. This would invariably have a negative effect on the level of service to the end user.

Sincerely,

*G. Slaby*  
G. Slaby  
Retail Marketing

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**LITS, Inc.**

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AUG 2 11 01 AM '94

*cey*  
Lodging  
Industry  
Telemanagement  
Services

3900 W. Brown Deer Rd.  
Suite A122  
Milwaukee, WI 53209  
(414) 281-4453  
Fax (414) 281-2004

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July 28, 1994

Mr. W. Caton  
Acting Secretary  
Federal Communications Commission  
Room 222  
1919M Street, NW  
Washington, DC 20554  
CC Docket No. 92-77

BY OVERNIGHT MAIL

RECEIVED  
JUL 29 1994  
FCC

Dear Mr. Caton:

Having read the Further Notice of Proposed Rules Making adopted May 19, 1994 in the matter of "Billed Party Preference for 0+ Interlata Calls," I wish to file an initial comment to this proposed ruling.

Our company is representing/managing the telephone departments of 528 hotel properties (an aggregator) throughout the USA.

BPP will regulate the 0+ industry and eliminate current competition that exists between 0+ telephone providers. The ultimate result will be that 0+ pricing to the ultimate consumer will increase significantly.

When you add the BPP's technology and installation cost on top of a regulated business, the consumer will pay even more for each 0+ call.

Certainly, there are problems with the current 0+ industry, but regulating the industry is the last choice -- Billed Party Preference will take back from the consumer the major decreases in telephone costs he has enjoyed since the unregulating of this business.

Our company will file a more definitive affidavit by the August 31st deadline in objection to Billed Party Preference rulemakings.

Sincerely,



Bruce Maher  
President

BDM/rk

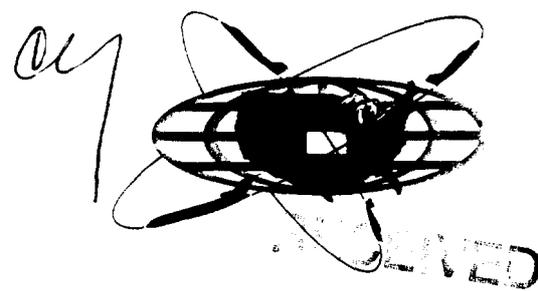
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# Wichita Airport Authority

Wichita Mid-Continent Airport  
Colonel James Jabara Airport

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July 27, 1994

JUL 29 1994

POC: [unclear]

Mr. William F. Canton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, DC 20554

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RE: CC Docket No. 92-77, Phase II

Dear Mr. Canton:

On behalf of the Wichita Airport Authority (WAA), I would like to present our position on the Further Notice of the Proposed Rulemaking (Docket 92-77) concerning Billed Party Preference (BPP). The WAA operates Wichita Mid-Continent Airport in Wichita, Kansas, which provides service to over 1.3 million passengers per year.

Located throughout the airport are approximately 70 pay telephones for use by the traveling public. These locations are strategically placed to facilitate convenience and ease of use. Therefore, any proposed ruling that could adversely affect the quality of service or revenue due the WAA is of great concern.

The WAA has utilized many resources and invested substantial monies to ensure the traveling public receives the greatest service possible at Wichita Mid-Continent Airport. The pay telephones provide over \$60,000 per year in revenue to the airport. The implementation of BPP will adversely affect both the airport and the level of service our travelers receive.

One concern of the WAA is the projected call set-up time to process a call with BPP. The additional time required to process the call will most assuredly cause passenger dissatisfaction and lines at the public pay telephones. Since the opportunity to make calls is limited by flight schedules, a longer call set-up time is likely to cause frustration among travelers. Additionally, the situation of customers queuing up at the pay phones will cause traffic flow problems and safety concerns.

Another concern is the possibility of limited availability of pay phones with BPP. Currently a large number of pay telephones are conveniently located to handle peak periods before and after flights. Without compensation from the operator services providers, the WAA will be forced to find a more profitable use for the space.

The revenue received from the pay telephone concession is used by the WAA to maintain and operate the airport. As you may be aware, Wichita Mid-Continent Airport operates as an enterprise fund whereby the users of the airport compensate the Authority for the use of facilities.

This method of operation  
JUST ABCDE  
0 + 1

allows the WAA to provide a world class airport without relying on any tax revenue from the general public. Should this revenue be eliminated, the shortfall will have to be recovered from the other tenants of the Airport or the general public in the form of an airport tax. Many of these tenants are airlines already experiencing financial problems, e.g. America West Airlines, Trans World Airlines, etc. Shifting additional financial responsibilities to these companies is not only unfair but goes against our charter that states that all users of the airport must fairly compensate the Authority for utilizing the airport. Imposing an airport tax on the general public to recover lost income would be unfair to the citizens of Wichita and our market area.

Another alternative to recover lost revenue would be to impose a rental fee on the pay phone provider. The pay phone provider, instead of the airport operator, would then determine the number of pay phones to be placed in the airport. That determination would be based on projected revenues of the pay phone and the amount of rent the provider is willing to pay rather than on the needs of the travelers. Additionally, the imposition of rent or fees will ultimately be passed on to the users of the pay phones by the providers, eliminating any perceived operator services price reduction benefit of Billed Party Preference.

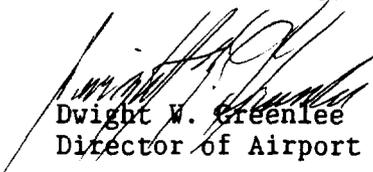
Recent court rulings, including the United States Supreme Court in Alamo Rent-A-Car vs. Sarasota Manatee Airport Authority, have stated that, (sic) "users of the airport facilities and those who generate income from the airport are required to compensate the airport". Enacting Billed Party Preference without requiring the operator services providers to compensate the airport appears to be in direct contrast to these recent court findings.

The Wichita Airport Authority is strongly opposed to Billed Party Preference and believes that our current operation which provides equal access from the public phones is sufficient. The Commission's resources would be better spent resolving specific rate and blocked carrier access problems by enforcing its existing regulations mandated in the Telephone Operator Consumer Services Improvement Act of 1990, rather than imposing BPP on the entire operator services industry.

In conclusion, implementing Billed Party Preference without mandating fair compensation to the location owner is unjust, will not benefit the consumer, and may be in violation of recent court rulings. Therefore, the WAA respectfully requests that the Federal Communications Commission **not implement Billed Party Preference** and continue the current operation of equal access and owner selection of the primary interexchange carrier.

Sincerely,

THE WICHITA AIRPORT AUTHORITY



Dwight W. Greenlee  
Director of Airport Administration

DWG/jdt

cc: Federal Communications Commissioners