



County of Yolo Sheriff - Coroner

41793 Gibson Road, Woodland, CA 95776

Bob Martinez,
Sheriff-Coroner

JUL 16 1 12 PM '94
POLICE
PLANT

RECEIVED
THIS DATE 7/19/94
OFFICE OF THE SECRETARY
FEDERAL COMMUNICATIONS COMMISSION
CANCELED
Bart Simpson
Assistant Sheriff-Coroner

DOCKET FILE COPY ORIGINAL

JULY 19, 1994

THE HONORABLE REED E. HUNDT, CHAIRMAN
FEDERAL COMMUNICATIONS COMMISSION
1919 M STREET, N.W.
WASHINGTON, D.C. 20554

RECEIVED
JUL 25 1994
FCC MAIL ROOM

REGARDING: BILLED PARTY PREFERENCE

Dear Honorable Hundt:

The Yolo County Sheriff's Department in California is a small to medium agency with a detention facility housing up to 410 inmates. Like most counties in California, we have faced severe budget impacts requiring staff and program reductions and exceptionally smart fiscal spending. If the FCC imposes "**Billed Party Preference**" our inmate programs will become non-existent due to lack of funding now received from inmate telephone use. The Inmate Welfare Fund receives revenue from commissary programs and inmate telephone usage. The fund provides the following services to incarcerated males and females which will end with BPP passage:

- || Inmate Literacy programs provides tutors to illiterate and inmates with poor reading skills. Our goal is to develop reading skills and instill confidence in the inmate to better prepare them for the job market and break the recidivism rate cycle.
- || A computer education lab will teach the inmate life skills and prepare the student from grade 1, if necessary, to satisfactory completion of the GED.
- || A Parenting Class instructor educates the inmates on how to be a responsible parent and deal with the everyday responsibility of parenting after release.
- || Services by "Friends Outside", a non-profit organization assists inmates with their family and personal needs on the outside. This most valuable assistance will be eliminated without the continued revenue.

In addition to the loss of the aforementioned programs, items such as televisions, craft materials, exercise equipment and game boards which help the inmate cope with the stress of incarceration will be eliminated. All of these items are funded by the Inmate Welfare Fund. Also from this fund, indigent care and clothing for released inmates will be non-existent without continuing revenue levels.

The best safeguard currently to avoid overcharging of telephone rates is to continue with the responsible detention agency monitoring the rate structure charged. Fraud, harassment and three-way calling will not be controlled with the enactment of BPP and officer and inmate safety will be at risk.

No. of Copies rec'd 0
List ABCDE

The current regulations are working. Please do not change them and risk lives, detention security and valuable programs.

Sincerely,

BOB MARTINEZ
SHERIFF/CORONER

A handwritten signature in black ink, appearing to read "Tom O. Musgrove". The signature is fluid and cursive, with a large initial "T" and "M".

Tom O. Musgrove, Captain
Detention Commander

copies to: The Honorable James H. Quello
The Honorable Andrew C. Barrett
The Honorable Rachelle B. Chong
The Honorable Susan Ness



OFFICE OF
MARION COUNTY SHERIFF
 JOSEPH G. McATEE
 40 South Alabama Street
 Indianapolis, Indiana 46204
 (317) 633-5181

RECEIVED
CANCELLED
 AUG 2 1994
 OFFICE OF THE SECRETARY
 FEDERAL COMMUNICATIONS COMMISSION

July 21, 1994

DOCKET FILE COPY ORIGINAL

RECEIVED
 JUL 25 1994
 FCC MAIL ROOM

The Honorable Reed E. Hundt
 Federal Communications Commission
 1919 M Street, N.W.
 Washington, D.C. 20554

Dear Mr. Hundt:

Over the last several months, I have read with great concern about the "Bill Party Preference" issue. As you can imagine, our Sheriff has received many letters and memo's regarding the bad effect Bill Party Preference is going to have on the inmate institutions. Most, if not all, have been forwarded to myself the person who handles the inmate telephone system.

I am very concerned about the increase of fraud and abuse, not to mention the additional work Billed Party Preference will create. Presently we have one long distance vendor serving our facility and we receive approximately three or four complaints a week concerning calls that can not be completed. The number of these calls seems to be increasing each month. In 99% of the cases, calls have been restricted by the long distance vendor because they are unable to collect revenue for the calls.

The long distance vendor uses a billing company which submits the charges to the local telephone company, which in turn places the charges on the monthly local telephone bill. We have found that when the local telephone company is not paid, neither is the long distance vendor and they attempt to restrict telephone calls to that number to eliminate an further less of revenue. To further complicate this matter, if partial payment is made, the local telephone companies usually take their portion of the funds before attempting to pay any of the other vendors that may be included in the bill.

You can't fault the local telephone companies for taking their money first or the long distance companies for discontinuing service when they are not paid. This does however create a problem for the detention facility when people call and say they can not receive calls from the facility. We feel we are responsible to check into the problem and determine why the call is not being processed.

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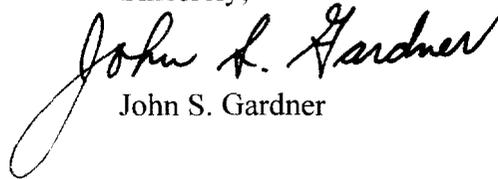
If Billed Party Preference is approved, it will be next to impossible to determine who is restricting calls from our facility and furthermore impossible to restrict death threats, harassing calls, etc. placed to victims of crimes.

I would like to recommend that Billed Party Preference not be passed and detention facilities be allowed to continue the use of equipment specifically designed to prevent fraud, abuse, and criminal activity over the telephone network.

In closing, you need to keep in mind that there are times you are not dealing with the honest citizen trying to receive a call from the jail, but instead, another criminal practicing his trade through the inmate telephone system.

If you have any questions feel free to call me at 317 231-8331.

Sincerely,

A handwritten signature in black ink that reads "John S. Gardner". The signature is written in a cursive style with a large, looping initial "J".

John S. Gardner