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Federal Communications Commission  
Office of Secretary

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

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In the Matter of	)	
In the Matter of 800 Data Base Access	)	CC Docket No. 93-129
Tariffs and the 800 Service Management	)	
System Tariff and	)	
Provision of 800 Services	)	CC Docket No. 86-10

**REPLY COMMENTS OF THE SPRINT LOCAL TELEPHONE COMPANIES**

Come now the Sprint Local Telephone companies ("Sprint") and reply to the June 3, 1997 AT&T Comments on the Refund Plans filed by various local exchange carriers ("LECs") in response to the Reconsideration Order issued in this proceeding.<sup>1</sup>

AT&T complains that Sprint's failure to file a refund plan is a violation of the Reconsideration Order. AT&T correctly acknowledges that Sprint did not owe any refunds because its data base query rate did not exceed \$.0067 per query. Nevertheless, AT&T claims that Sprint was required to file a refund plan because the Commission's October 28, 1996 Report and Order in this proceeding required Sprint to make a Price Cap Index ("PCI") adjustment to reflect the disallowance of \$3.577 million of data base exogenous costs.<sup>2</sup>

AT&T is mistaken. Sprint has taken all actions required by the Report and Order and the Reconsideration Order and no further action of the part of Sprint is required.

<sup>1</sup> In the Matter of 800 Data Base Access Tariffs and the 800 Service Management System Tariff and Provision of 800 Service, CC Docket Nos. 93-129 and 86-10, released April 14, 1997 ("Reconsideration Order.")

<sup>2</sup> In the Matter of 800 Data Base Access Tariffs and the 800 Service Management System Tariff and Provision of 800 Service, CC Docket Nos. 93-129 and 86-10, Report and Order, 11 FCC Rcd 15227 (1996)("Report and Order").

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In the Report and Order the Commission ordered Sprint to adjust its PCI to reflect the disallowance of exogenous costs of \$3,577,040.<sup>3</sup> On November 27, 1996 Sprint filed Transmittal No. 21 and expressly stated that the transmittal was filed in response to the Report and Order and to adjust the PCI to reflect the exogenous cost disallowed by the Commission. Due to an error, the amount of the adjustment reflected in Transmittal No. 21 was only \$3,084,891. Accordingly, on December 10, 1996 in Transmittal No. 22 Sprint filed a corrected PCI adjustment in the amount of \$3,577,044. Through these Tariff Transmittals Sprint completely complied with the Report and Order.

In the Reconsideration Order, the Commission ordered certain LECs to file a schedule of proposed refunds and refund plans within 30 days of the release date. In paragraph 23 of the Reconsideration Order, the Commission correctly determined that Sprint had no refund liability because its per data base query rate never exceeded \$.0067. Accordingly, Sprint did not file a refund plan. Instead, on May 13, 1997 Sprint filed a letter with the Commission Secretary stating that pursuant to the Reconsideration Order Sprint had no refund liability and no need to file a refund plan.

Accordingly, through its Tariff Transmittals and May 13<sup>th</sup> letter Sprint has complied completely with the Report and Order and the Reconsideration Order and no

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<sup>3</sup> Report and Order at para. 305.

further actions on the part of Sprint are required. AT&T's Comments on Sprint's purported violation of the Reconsideration Order should be disregarded.

Respectfully submitted,

SPRINT CORPORATION

by: Jay C. Keithley by WDH  
Jay C. Keithley  
1850 M Street, N.W.  
Suite 1100  
Washington, DC 20036

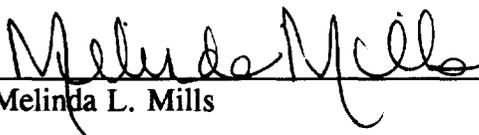
Craig T. Smith  
P.O. Box 11315  
Kansas City, MO 64112  
(913) 624-3065

Its Attorneys

June 13, 1997

## CERTIFICATE OF SERVICE

I, Melinda L. Mills, hereby certify that I have on this 13<sup>th</sup> day of June, 1997, served via U.S. First Class Mail, postage prepaid, or Hand Delivery, a copy of the foregoing "Reply Comments of Sprint Corporation" in the Matter of 800 Data Base Access Tariffs and the 800 Service Management System Tariff and Provision of 800 Services, CC Docket Nos. 93-129 and 86-10, filed this date with the Acting Secretary, Federal Communications Commission, to the persons on the attached service list.

  
Melinda L. Mills

\* Indicates Hand Delivery

**Regina Keeney\***  
Chief, Common Carrier Bureau  
Federal Communications Commission  
1919 M Street, NW, Room 500  
Washington, DC 20554

**Jim Schlichting\***  
Chief, Tariff Division  
Federal Communications Commission  
1919 M Street, NW, Room 518  
Washington, DC 20554

**Wilbur Thomas\***  
ITS  
1919 M Street, NW, Room 246  
Washington, DC 20554

**Joel Ader\***  
Bellcore  
2101 L Street, NW, 6th Floor  
Washington, DC 20037

**Mark C. Rosenblum**  
**Peter H. Jacoby**  
**Seth S. Gross**  
AT&T  
295 North Maple Avenue  
Room 3250J1  
Basking Ridge, NJ 07920