

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**JUNE 29, 2000**

**IN RE:**

**SPRINT'S TARIFF FILING TO GRANDFATHER  
AND RESTRUCTURE FONCARD SERVICES**

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**DOCKET NO. 99-00585**

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**ORDER APPROVING TARIFF**

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This matter came before the Tennessee Regulatory Authority ("Authority") at a regularly scheduled Authority Conference held on October 26, 1999 on the tariff filing of Sprint Communications, L.P. ("Sprint") to grandfather selected FONCARD (calling card) usage options and to introduce new FONCARD usage options. The plans selected for grandfathering are (1) Sprint 1000 FONCARD Usage Rate, (2) Sprint Sense FONCARD Options A and B, and (3) Sprint Sense Stand Alone FONCARD.

Sprint originally filed Tariff No. 99-00585 (the "Tariff") on August 11, 1999 with a proposed effective date of September 11, 1999. At the Authority Conference held on August 24, 1999, the effective date of this tariff was suspended for thirty (30) days through October 11, 1999. At the September 28, 1999 Authority Conference, the effective date of the tariff was re-suspended for an additional thirty (30) days through November 10, 1999. The suspensions were ordered to allow the Authority sufficient time to obtain and analyze data from Sprint to determine whether the proposed grandfathering of the selected FONCARD services complied with the Authority's Rules and Orders. No interested parties sought intervention in this matter.

The Directors considered this matter at the October 26, 1999 Authority Conference and voted unanimously to approve the Tariff as filed.

Based upon careful consideration of the tariff filing, the Authority finds and concludes the following:

1. In Docket No. 97-07637, the Authority adopted the conditions for a similar tariff approval which can serve as precedent for the tariff in this docket.<sup>1</sup> The Authority's decision in Docket No. 97-07637 established certain guidelines to be considered in reviewing a tariff which seeks to discontinue a service and to grandfather existing customers to that service. The Directors voted unanimously to approve the Tariff on the grounds that UniPlan Service effectively had been grandfathered in the intrastate jurisdiction because (1) UniPlan could only be obtained as an add-on to the interstate tariff and (2) UniPlan had been grandfathered in AT&T's tariff filing with the Federal Communications Commission and was no longer available on an interstate basis to new customers.

2. Sprint has demonstrated that the proposed grandfathering of the Sprint 1000 and Sprint Sense FONCARD usage options complies with the two (2) conditions in Docket No. 97-07637.

3. Sprint 1000 and Sprint Sense FONCARD usage option selected for grandfathering are services that can only be obtained as add-ons to related interstate tariffs.<sup>2</sup>

4. Sprint 1000, Sprint Sense FONCARD and Sprint Sense Stand Alone FONCARD usage options and rates were grandfathered in Sprint's FCC tariff No. 1 on July 18, 1999 and are no longer available on an interstate basis to new customers.<sup>3</sup>

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<sup>1</sup> Docket No. 97-07637 – AT&T's Tariff to Grandfather UniPlan and UniPlan Service Flat Rate Pricing Option. TRA Order entered July 29, 1999.

<sup>2</sup> See Section 4.1.4 of Sprint's Tennessee Tariff P.S.C. No. 3.

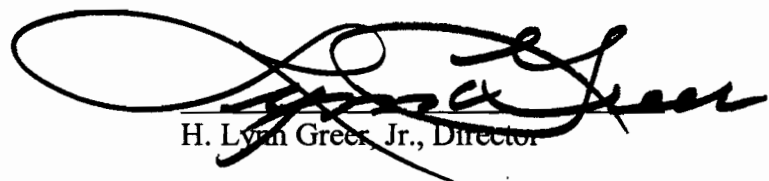
<sup>3</sup> Sprint's FCC Tariff No. 1 indicates that each of these services were grandfathered on July 18, 1999 and are contained in that Tariff at the following cites: Sprint 1000 FONCARD, Section 5.2.EE3.c; Sprint Sense FONCARD, Section 5.2.L3.b; Sprint Sense Stand Alone FONCARD, Section 5.2.L3.c.

After consideration of this matter, the Directors voted unanimously to approve Sprint's  
Tariff No. 99-00585.

**IT IS THEREFORE ORDERED THAT:**


Tariff No. 99-00585 filed by Sprint Communication, L.P. is approved.

  
Melvin J. Malone, Chairman

  
H. Lynn Greer, Jr., Director

  
Sara Kyle, Director

ATTEST:

  
K. David Waddell, Executive Secretary