

ORIGINAL

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September 22, 1997

Ms. Blanca S. Bayo, Director  
 Division of Records and Reporting  
 Florida Public Service Commission  
 2540 Shumard Oak Boulevard  
 Betty Easley Conference Center  
 Room 110  
 Tallahassee, Florida 32399-0850

**HAND DELIVERY**

Re: Docket No. **971058-TL**

Dear Ms. Bayo:

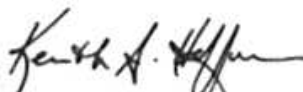
Enclosed herewith for filing in the above-referenced docket on behalf of Teleport Communications Group Inc. ("TCG") are the following documents:

1. Original and fifteen copies of TCG's Petition for Leave to Intervene and Motion for Two-Day Extension of Time to File Testimony; and
2. A disk in Word Perfect 7.0 containing a copy of the document.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,

  
 Kenneth A. Hoffman

RECEIVED & FILED

1 KAH/rl  
 Enclosures

cc: All Parties of Record

ACK \_\_\_\_\_  
 AFA \_\_\_\_\_  
 APP \_\_\_\_\_  
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DOCUMENT NUMBER-DATE  
**09624 SEP 22 97**  
 FPSC-RECORDS/REPORTING

ORIGINAL

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Request for review of )  
proposed numbering plan relief )  
for 305 area code. )  
\_\_\_\_\_ )

Docket No. 971058-TL

Filed: September 22, 1997

**TCG'S PETITION FOR LEAVE TO INTERVENE  
AND MOTION FOR TWO-DAY EXTENSION OF TIME  
TO FILE TESTIMONY**

Teleport Communications Group Inc./TCG South Florida ("TCG"), by and through its undersigned counsel, and pursuant to Rule 25-22.039, Florida Administrative Code, hereby requests that it be granted intervention with full party rights in the above-referenced proceeding. TCG also requests a two-day extension of time for the filing of its prefiled testimony. In support of this Petition for Leave to Intervene and Motion for Extension of Time, TCG states as follows:

**A. Petition for Leave to Intervene**

1. The name and address of Petitioner is:

Teleport Communications Group Inc.  
TCG - Washington  
2 Lafayette Centre  
1133 Twenty-First Street, N.W.  
Suite 400  
Washington, DC 20036  
(202) 739-0030 (telephone)  
(202) 739-0044 (telecopier)

2. All notices, pleadings, orders, staff recommendations, correspondence and other documents issued or served in this proceeding should be served on the following individuals on behalf of TCG:

DOCUMENT NUMBER-DATE  
09624 SEP 22 97  
FPSC-RECORDS/REPORTING

Kenneth A. Hoffman, Esq.  
William B. Willingham, Esq.  
Rutledge, Ecenia, Underwood,  
Purnell & Hoffman, P.A.  
P. O. Box 551  
Tallahassee, FL 32302  
(850) 681-6788 (telephone)  
(850) 681-6515 (telecopier)

Mr. Paul Kouroupas  
Teleport Communications Group Inc.  
TCG - Washington  
2 Lafayette Centre  
1133 Twenty-First Street, N.W.  
Suite 400  
Washington, DC 20036  
(202) 739-0030 (telephone)  
(202) 739-0044 (telecopier)

3. TCG is certificated by the Commission as an alternative local exchange telecommunications company and an interexchange carrier. BellSouth Telecommunications, Inc., the numbering administrator of the North American Numbering Plan for the 305 area code, has stated that, without relief, the three digit central office codes (NXX codes) available in the 305 area code will exhaust in or around September of 1998. The purpose of this docket is to consider and review an overlay relief plan agreed to by certain segments of the telecommunications industry for the 305 area code as well as alternatives to the overlay plan.

4. Representatives of telecommunications providers in the 305 area code have agreed that relief should be accomplished through an overlay relief plan. Under the overlay plan, current customers in the 305 area code (Dade and Monroe) would not be required to change their area code. In addition, all customers would be required to dial ten digits to complete a local call within the 305 area code.

5. TCG provides local and interexchange telecommunications services in the 305 area code. TCG holds and uses two NXX codes in the 305 area code. The proposed overlay plan or any other relief plan implemented within the current 305 area code will directly and materially affect TCG's substantial interest as a certificated provider of local and interexchange telecommunications services within the 305 area code.

6. Disputed issues of material fact in this proceeding include, but are not limited to, the following:

a. If, when and to what extent an overlay or some form of geographic split would require ten digit dialing for local calls.

b. Whether an overlay or some form of geographic split would eliminate the requirement of 10 digit dialing for all local calls by all providers of local telecommunications services for a reasonable period of time.

c. Whether an overlay or some form of geographic split will eliminate the association between the area code and location, thereby affecting the level of customer confusion created by a new relief plan.

d. Whether an overlay or some form of geographic split will provide a longer period of area code relief.

e. Whether the implementation of an overlay plan or some form of geographic split will adversely affect or benefit the predominant number of customers in the 305 area code located in Dade County.

f. Whether an overlay or some form of geographic split will be more responsive to the growth and dynamic nature of the telecommunications industry in Florida.

g. Whether an overlay or some form of geographic split facilitates or impedes the development of local exchange competition.

h. Whether an overlay or some form of geographic split prevents or discourages consumers from taking new telecommunications services.

i. Whether an overlay or some form of geographic split favors or disadvantages

any particular industry segment.

j. Whether implementation of an overlay prior to the actual implementation of service provider telephone number portability with line level number porting throughout the current 305 area code will disproportionately and adversely impact alternative local exchange carriers, including TCG.

k. Whether implementation of some form of geographic split prior to the actual implementation of service provider telephone number portability with line level number porting throughout the current 305 area code is necessary to achieve competitive neutrality among all local exchange carriers.

l. What are the costs to customers and carriers associated with the various relief plan options and whether the time and expenditure of money and other resources by customers and carriers within the current 305 area code would be minimized by implementation of an overlay or some form of geographic split.

m. Whether BellSouth Telecommunications, Inc. has instituted fair, non-discriminatory and competitively neutral procedures for the distribution of the remaining NXX codes in the current 305 area code, if an overlay is approved by the Commission.

n. Will an overlay or some form of geographic split make numbering resources available to NXX code holders on an efficient and timely basis?

o. Would an overlay or geographic split result in the most efficient use of numbering resources in both the short and long term?

p. Would an overlay or some form of geographic split allow more future options for area code relief in the current 305 area code?

q. The utilization rate of 305 NXX codes by all carriers, including BellSouth, subsequent to the implementation of the geographic split ordered by the Commission pursuant to Order No. PSC-95-1048-FOF-TL issued August 23, 1995 in Docket No. 941272-TL, to ascertain whether there have been efficient and non-discriminatory NXX code utilization practices for the 305 area code subsequent to the implementation of said geographic split.

7. TCG maintains that further review and analysis of some form of geographic split by the Commission is necessary in order to achieve competitive neutrality in the implementation of a new area code within the current 305 area code. Service provider number portability with line level number porting should be implemented and fully operational prior to implementation of an overlay in order to achieve competitive neutrality among telecommunications providers. Further, no overlay plan should be approved unless fair, equitable and non-discriminatory procedures are in place for the processing and distribution of the remaining NXX codes in the current 305 area code.

**B. Motion for Two-Day Extension of Time to File Testimony**

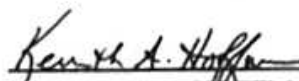
8. TCG requests that it be granted a two-day extension of time for the filing of its prefiled testimony. TCG and its counsel have devoted substantial time over the past ten days to the preparation of TCG's Posthearing Brief in Docket No. 960786-TL, the BellSouth Section 271 Proceeding. TCG's Posthearing Brief in Docket No. 960786-TL is due September 23, 1997. TCG requests that it be granted two additional days for the filing of its testimony in this docket so that the testimony will be filed on September 24, 1997.

9. Counsel for TCG has conferred with counsel for BellSouth Telecommunications, Inc. and BellSouth Mobility, Inc. concerning this request for extension of time. BellSouth Mobility, Inc. has no objection to TCG's request. BellSouth Telecommunications, Inc. has no objection as long as

TCG provides a copy of its prefiled testimony to counsel for BellSouth Telecommunications, Inc. by telecopier on September 24, 1997. TCG has agreed to this request.

WHEREFORE, TCG respectfully requests that it be granted permission to intervene with full party rights in this proceeding and, further, that it be granted a two-day extension of time for the filing of its prefiled testimony.

Respectfully submitted,

  
KENNETH A. HOFFMAN, ESQ.  
WILLIAM B. WILLINGHAM, ESW.  
Rutledge, Ecenia, Underwood, Purnerll &  
Hoffman, P.A.  
P. O. Box 551  
Tallahassee, FL 33202

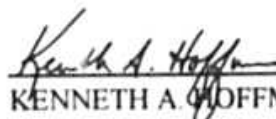
## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished to the following on this 22<sup>nd</sup> day of September, 1997:

Nancy White, Esq.  
c/o Nancy Sims  
BellSouth Telecommunications  
150 South Monroe Street  
Suite 400  
Tallahassee, FL 32301  
(via telecopier and U.S. Mail)

Mark Herron, Esq.  
E. Gary Early, Esq.  
Akerman, Senterfitt & Eidson, P.A.  
216 South Monroe Street  
Suite 200  
Tallahassee, Florida 32301  
(via hand delivery)

John Bowman, Esq.  
Martha Carter Brown, Esq.  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Room 370  
Gerald L. Gunter Building  
Tallahassee, FL 32399-0850  
(via hand delivery)

  
KENNETH A. HOFFMAN, ESQ

Petition.305