

VOTE SHEET

DECEMBER 2, 1997

RE: DOCKET NO. 960757-TP - Petition by Metropolitan Fiber Systems of Florida, Inc. for arbitration with BellSouth Telecommunications, Inc. concerning interconnection rates, terms, and conditions, pursuant to the Federal Telecommunications Act of 1996.

DOCKET NO. 960833-TP - Petition by AT&T Communications of the Southern States, Inc. for arbitration of certain terms and conditions of a proposed agreement with BellSouth Telecommunications, Inc. concerning interconnection and resale under the Telecommunications Act of 1996.

DOCKET NO. 960846-TP - Petition by MCI Telecommunications Corporation and MCI Metro Access Transmission Services, Inc. for arbitration of certain terms and conditions of a proposed agreement with BellSouth Telecommunications, Inc. concerning interconnection and resale under the Telecommunications Act of 1996.

DOCKET NO. 960916-TP - Petition by American Communications Services, Inc. and American Communications Services of Jacksonville, Inc. for arbitration of certain terms and conditions of a proposed agreement with BellSouth Telecommunications, Inc. concerning interconnection and resale under the Telecommunications Act of 1996.

DOCKET NO. 971140-TP - Petition by MCI Metro Access Transmission Services, Inc., to set non-recurring charges for combination of network elements with BellSouth Telecommunications, Inc.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*[Handwritten signatures in the Majority column]*

*[Empty lines in the Dismissing column]*

DOCUMENT NUMBER - DATE

12 502 DEC-56

FPSC-RECORDS/REPORTING

REMARKS/DISSENTING COMMENTS: Commissioner Clark participated in the vote via 2-way conference call. In her oral vote, she AGREED WITH THE MAJORITY ~~DISSENTED~~. Commissioner Clark will sign the original vote sheet upon her return to Tallahassee.

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DOCKET NO. 971140-TP - Petition by MCI Metro Access Transmission Services, Inc., to set non-recurring charges for combination of network elements with BellSouth Telecommunications, Inc.

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Issue 1: Should the Commission grant AT&T's motion to compel BellSouth to provide unbundled elements at the prices established in Order No. PSC-96-1579-FOF-TP, however ordered?

Recommendation: The Commission should grant AT&T's motion to the extent of compelling BellSouth to provide UNEs singly to AT&T at the prices established in Order No. PSC-96-1579-FOF-TP and to provide AT&T with access to its network for purposes of combining UNEs in order to provide telecommunications services. The Commission should also grant AT&T's motion to the extent of compelling BellSouth to alternatively provide network elements in combination to AT&T at the summation of the prices of the individual elements plus a charge reflecting the cost of assembly. The prices for network element combinations, whichever way established, should be subject to true-up upon the establishment, through negotiation or arbitration, of recurring and non-recurring charges for combinations free of duplicate charges.

*On the Commission's own motion, these issues, as well as Issue No. 2 in the Jan. '98 hearing, are set for hearing on an expedited basis.*

*Docket No. 960916-TP was withdrawn from the recommendation inasmuch as it is closed.*

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DOCKET NO. 971140-TP - Petition by MCI Metro Access Transmission Services, Inc., to set non-recurring charges for combination of network elements with BellSouth Telecommunications, Inc.

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Issue 2: Should the Commission grant AT&T's motion to compel BellSouth to complete testing of the purchase, billing and provisioning of unbundled network elements?

Recommendation: The Commission should grant AT&T's motion to compel BellSouth to complete the testing of ordering, provisioning and billing as appropriate under 47 C.F.R. §51.319(f).

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DOCKET NO. 971140-TP - Petition by MCI Metro Access Transmission Services, Inc., to set non-recurring charges for combination of network elements with BellSouth Telecommunications, Inc.

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Issue 3: Should the Commission grant MCI's motion to compel BellSouth to provide unbundled elements at the prices established in Order No. PSC-96-1579-FOF-TP, however ordered?

Recommendation: The Commission should compel BellSouth to provide network elements as defined in 47 C.F.R. §51.319 to MCI individually or combined at the prices for the individual elements established by this Commission in Order No. PSC-96-1579-FOF-TP and set forth in the MCImetro/BellSouth Interconnection Agreement in Attachment I, Table 1 of staff's 11/20/97 memorandum. The Commission should require that the prices for combinations of network elements be determined as the sum of the prices of the individual elements comprising the combination without qualification as to use, subject to true-up upon the establishment in Docket No. 971140-TP of recurring and non-recurring charges for combinations free of duplicate charges.

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DOCKET NO. 971140-TP - Petition by MCI Metro Access Transmission Services, Inc., to set non-recurring charges for combination of network elements with BellSouth Telecommunications, Inc.

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Issue 4: Should the Commission grant MCI's motion to compel BellSouth to provide usage data to MCI that is necessary to render bills for services provided through UNEs?

Recommendation: Yes. Pursuant to 47 C.F.R. §51.319(f) and Attachment III, Section 7.2.1.9 of the parties' interconnection agreement, the Commission should compel BellSouth to provide MCI with the appropriate usage data for all billable calls (including calls involving switched access service) for all types of calls made by MCI customers through UNEs.

Issue 5: Should these dockets be closed?

Recommendation: No.