

ORIGINAL



700 Blvd. South, Suite 101 ▶ Huntsville, AL 35802 ▶ 1-256-650-3957  
FAX 1-256-650-3852

September 14, 1998

VIA OVERNIGHT DELIVERY

Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

960786-72

98 SEP 15 11:00 AM '98  
MAIL ROOM

Re: Notice of Intent for Confidential and Proprietary Treatment

Dear Ms. Bayo:

Pursuant to the Commission's Rules of Practice and Procedure, 25-22.006, I am enclosing for filing with the Commission, ITC^DeltaCom Communication, Inc.'s ("ITC^DeltaCom"), response to the Local Service Data Request stamped confidential and proprietary. Two edited copies are also enclosed.

ITC^DeltaCom requests confidential and proprietary treatment of the responses to questions 3(c) and 3(d). The number and location of customers served by ITC^DeltaCom is highly proprietary business information.

Please acknowledge receipt of this filing by date-stamping the enclosed cover letter and mailing it to me in the self-addressed, stamped envelope I have provided for this purpose.

- CK
- FA
- PP
- AF
- CMU
- TR
- EAG
- EG
- LN
- OPC
- RCH
- SEC
- WAS
- OTH

Should you have any questions regarding this filing, please contact me at 205-650-3856.

Very truly yours,

*Nanette S. Edwards*  
Nanette S. Edwards  
Regulatory Attorney

RECEIVED & FILED  
SEP 15 1998  
FLORIDA PUBLIC SERVICE COMMISSION  
DIVISION OF RECORDS

/nse

Enclosure

This Notice of Intent was filed with Confidential Document No. 10129-98. The document has been placed in the confidential files pending receipt of a request for confidential treatment.

DOCUMENT NUMBER-DATE  
10128 SEP 15 98  
FPSC-RECORDS/REPORTING

**1998 COMPETITION REPORT  
ALEC DATA REQUEST  
July 1998**

*(Please mail or fax your response no later than August 7, 1998. If you respond by facsimile, please send your fax to either 850-413-6589 (Laura King) or to 850-413-6541 (Sue Ollila).)*

- 1) Are you currently providing basic local service in Florida?
  
- 2) If you are **not** currently providing basic local service in Florida:
  - a) Please explain why you are not yet providing basic local service. For example, are you experiencing marketing or billing difficulties? Lack of capital? Customers are not willing to try something new? Lack of expertise in telecommunications? Difficulties dealing with the incumbent telecommunications company? Insufficient profit margin? Etc.
  - b) Please explain under what conditions you believe your company would consider providing basic local service.
  - c) Do you anticipate providing basic local service at some future date? If so, please indicate the date or time-frame (e.g., fall of 1998, first quarter 1999).
  - d) Please identify the three most important factors that are inhibiting your ability to provide basic local service, and describe how these factors have adversely affected your entry.
  - e) Are you currently providing any other telecommunications services? If so, please list the telecommunications services you provide.
  
- 3) If you are currently providing basic local service in Florida:
  - a) Is service being offered solely to residential customers, business customers, or both?
  - b) Please describe the method(s) you are using to provide basic local service, e.g., resale, interconnection, unbundled network elements.

- c) For each exchange where you are providing basic local service, please identify, by exchange (an exchange list and map are attached), the number of **business** access lines served. (see example below)
- d) For each exchange where you are providing basic local service, please identify, by exchange (an exchange list and map are attached), the number of **residential** access lines served. (see example below)

*EXAMPLES*

Miami Exchange:	Business Access Lines- 25	Residential Access Lines-0
Tampa Exchange:	Business Access Lines- 60	Residential Access Lines-2

- 4)
  - a) Do you provide basic local service in any other states? If so, please identify in which states and in which areas you provide basic local service. (e.g., in Illinois but only in the Chicago area)
  - b) If you provide basic local service in other states, for each state please indicate whether you provide service to residential customers, business customers, or both?
  - c) For each state in which you are providing basic local service, please describe the method(s) you use to provide service -- e.g., own facilities with only interconnection, resale of incumbent's services, unbundled network elements, etc.
  - d) For each state and geographic area in which you are providing basic local service, please indicate when you began to provide service.
  - e) For each state and geographic area in which you are providing basic local service, please describe the prevailing conditions which hastened your entry into that market, as opposed to the Florida market.
- 5)
  - a) Please describe any actions available to the Florida Public Service Commission which you believe should be taken to foster local exchange competitive market entry.
  - b) Please describe any actions which you believe should be taken by the Florida legislature that would foster local exchange competitive market entry.
- 6) Please provide any additional comments or information you believe will assist staff in evaluating and reporting on the development of local exchange competition in Florida. In particular, we are seeking comments on any obstacles that you believe may be impeding the growth of local competition in the state and any suggestions you may have on how to remove such obstacles.

**1998 COMPETITION REPORT  
ALEC DATA REQUEST  
JULY 1998**

**1. Are you currently providing basic local exchange service in Florida ?**

**YES.**

**2. If you are not currently providing basic local service in Florida:**

**NOT APPLICABLE.**

**3. If you are currently providing basic local service in Florida:**

**(a) Is service being offered solely to residential customers, business customers, or both?**

**ITC^DeltaCom has residential and business local exchange rates available in its Florida price list.**

**(b) Please describe the method(s) you are using to provide basic local service, e.g. resale, interconnection, unbundled network elements.**

**At this time, ITC^DeltaCom provides basic local service via resale only.**

**(c) For each exchange where you are providing basic local service, please identify by exchange (an exchange list and map are attached, the number of business access lines served.**

**Filed with request for confidential and proprietary treatment.**

**(d) For each exchange where you are providing basic local service, please identify by exchange (an exchange list and map are attached) the number of residential access lines served.**

**Filed with request for confidential and proprietary treatment.**

**4.**

**(a) Do you provide basic local service in other states? If so, please identify in which states and in which areas you provide local service. (e.g. in Illinois but only in the Chicago area).**

**Yes. Alabama, Georgia, Louisiana, Mississippi, North Carolina, and South Carolina but only in BellSouth exchanges.**

**(b) If you provide basic local service in other states, for each state please indicate whether you provide service to residential customers, business customers, or both?**

**ITC^DeltaCom has tariffed residential and business rates in each state.**

- (c) For each state in which you are providing basic local service, please describe the method(s) you use to provide service – e.g. own facilities with only interconnection, resale of incumbent's services, unbundled network elements, etc.

ITC^DeltaCom provides some services using its own facilities, while other services are provided via resale and via interconnection.

- (d) For each state and geographical area in which you are providing basic local service, please indicate when you began to provide service.

Alabama – July 1997  
Florida – May 1998  
Georgia – November 1997  
Louisiana – February 1998  
North Carolina – October 1997  
South Carolina – September 1997

- (e) For each state and geographical area in which you are providing basic local service, please describe the prevailing conditions, which hastened your entry into that market, as opposed to the Florida market.

Florida is one of the first states where ITC^DeltaCom has begun to offer local service. ITC^DeltaCom entered Alabama, South and North Carolina prior to Florida strictly due to ITC^DeltaCom's business plan.

5.

- (a). Please describe any actions available to the Florida Public Service Commission which you believe should be taken to foster local exchange competitive market entry.

Develop a means of ensuring that access to the incumbent's OSS is actually being provided. For example, ITC^DeltaCom has encountered several instances where the addition or deletion of a vertical feature or line is not provided to ITC^DeltaCom in the same time and manner as that provided to BellSouth's retail customers.

ITC^DeltaCom strongly recommends that state performance measurements be enacted with penalty provisions where consistent failure to meet those standards exists.

- (b). Please describe any actions which you believe should be taken by the Florida legislature that would foster local exchange competitive market entry.

Again, state performance measurements should be enacted. Just as the Commission monitors the quality of telephone service of long distance carriers, so should the Commission require monthly performance reporting from incumbent carriers that resell their services to alternative local exchange carriers. The legislature should also provide for penalty provisions where consistent failure to meet those standards exists.

A state antitrust statute enacted specifically to promote competition in Florida.

6. **Please provide any additional comments or information you believe will assist staff in evaluating and reporting on the development of local exchange competition in Florida. In particular, we are seeking comments on any obstacles that you believe may be impeding the growth of local competition in the state and any suggestions you may have on how to remove such obstacles.**

**The two major obstacles that ITC^DeltaCom has encountered are**

- (1) Timely access to physical collocation at a reasonable cost**
- (2) Nondiscriminatory access to OSS**