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November 19, 1999

VIA HAND DELIVERY

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Re: Docket Number Nos.: 981834-TP, 990321-TP

Dear Ms. Bayo:

On behalf of Florida Competitive Carriers Association, Time Warner Telecom of Florida, L.P., Florida Cable Telecommunications Association, Inc., and Media One Florida Telecommunications, Inc., enclosed for filing and distribution are the original and 15 copies of the following:

- ▶ **Joint Prehearing Statement of The Florida Competitive Carriers Association, Time Warner Telecom of Florida, L.P., Florida Cable Telecommunications Association, Inc., and MediaOne Florida Telecommunications, Inc.**

Please acknowledge receipt of the above on the extra copy of each and return the stamped copies to me in the envelope provided. Thank you for your assistance.

Yours truly,

Vicki Gordon Kaufman

Vicki Gordon Kaufman

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Competitive Carriers
for Commission action to support local
competition in BellSouth Telecommunications,
Inc.'s service territory.

Docket No. 981834-TP

In re: Petition of ACI Corp. d/b/a Accelerated
Connections, Inc. for generic investigation to
ensure that BellSouth Telecommunications,
Inc., Sprint-Florida Incorporated and GTE Florida
comply with obligation to provide alternative local
exchange carriers with flexible, timely, and
cost efficient physical collocation.

Docket No. 990321-TP

Filed November 19, 1999

**Joint Prehearing Statement
of The Florida Competitive Carriers Association,
Time Warner Telecom of Florida, L.P.,
Florida Cable Telecommunications Association, Inc.,
and MediaOne Florida Telecommunications, Inc.**

The Florida Competitive Carriers Association (FCCA), Time Warner Telecom of Florida,
L.P.(Time Warner), Florida Cable Telecommunications Association, Inc.(FCTA), and MediaOne
Florida Telecommunications, Inc. (MediaOne), pursuant to Order Establishing Procedure, Order No.
PSC-99-1991-PCO-TP, file their Joint Prehearing Statement.

A. APPEARANCES:

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On Behalf of the Florida Competitive Carriers Association

MICHAEL A. GROSS, Florida Cable Telecommunications Association, 310 North Monroe Street, Tallahassee, FL 32301

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On Behalf of MediaOne Florida Telecommunications, Inc.

PETER M. DUNBAR, Pennington, Moore, Wilkinson, Bell & Dunbar, P.A., Post Office Box 10095, Tallahassee, Florida 32302,

On Behalf of Time-Warner Telecom of Florida, L.P.

B. WITNESSES (on behalf of FCCA):

<u>Witness</u>	<u>Subject Matter</u>	<u>Issues</u>
<u>Direct</u>		
Joseph Gillan	Collocation	1, 5, 8, 10 13, 17
<u>Rebuttal</u>		
Joseph Gillan	Collocation	1, 5, 8, 10, 13, 17

C. EXHIBITS:

None.

D. STATEMENT OF BASIC POSITION:

The parties' basic position is that the Commission should require the ILECs to file a generally available tariff for cageless collocation which offers specific terms, conditions and prices. This tariff approach should reflect a collocation process that views collocation, particularly cageless collocation, as a routine process that the ILEC prepares in advance. This will result in a general offering whose costs and provisioning intervals are both known in advance and greatly accelerated, thus resulting in more carriers being able to more expeditiously accomplish collocation.

E. STATEMENTS OF ISSUES AND POSITIONS:

1. **ISSUE:** When should an ILEC be required to respond to a complete and correct application for collocation and what information should be included in that response?

FCCA, Time Warner, FCTA and MediaOne: With cageless collocation offered in advance of a request, there is no need for a collocation application. Applicants will not *apply*, but rather will *order*, collocation. Collocators should be able to order and receive their space within a known interval, such as 45 days.

2. **ISSUE:** If the information included in the ILEC's initial response is not sufficient to complete a firm order, when should the ILEC provide such information or should an alternative procedure be implemented?

FCCA, Time Warner, FCTA and MediaOne: ILEC's should always provide sufficient information to place a firm order.

3. **ISSUE:** To what areas does the term "premise" apply, as it pertains to physical collocation and as it is used in the Act, the FCC's Orders and FCC rules?

FCCA, Time Warner, FCTA and MediaOne: The FCC has interpreted the term "premises" very broadly. See 47 CFR § 51.5. Further, when space is exhausted in a LEC premises space in nearby LEC buildings which house administrative functions must be available for collocation and qualify as premises.

4. **ISSUE:** What obligations, if any, does an ILEC have to interconnect with ALEC physical collocation equipment located "off-premises?"

FCCA, Time Warner, FCTA and MediaOne: ILECs must interconnect with ALEC physical collocation off-premises.

5. **ISSUE:** What terms and conditions should apply to converting virtual collocation to physical collocation?

FCCA, Time Warner, FCTA and MediaOne: Terms for converting virtual collocation should require no more than reversing "ownership" of the virtually collocated equipment and assuring that ALEC employees are familiar with whatever security procedure applies to cageless collocation more generally. There should be no requirement that the physical equipment be disrupted or relocated.

6. **ISSUE:** What are the appropriate response and implementation intervals for ALEC

requests for changes to existing collocation space?

FCCA, Time Warner, FCTA and MediaOne: Most changes within an ALEC's collocation space should not require any additional intervals so long as the ALEC is within its space and power forecast.

7. **ISSUE:** What are the responsibilities for the ILEC and collocators when:

A. a collocator shares space with, or subleases space to, another collocator;

B. a collocator cross-connects with another collocator.

FCCA, Time Warner, FCTA and MediaOne:

A. When a collocator shares space with or subleases space to another collocator, the initial ALEC should notify the ILEC. The initial ALEC is responsible for the terms and conditions of the sublease. The ILEC must prorate any appropriate charges, permit each ALEC to order UNEs and receive a separate bill, provision space, and not place unreasonable restrictions upon the use of space.

B. In a cross-connect situation, the ALEC should simply notify the ILEC that it is performing the cross-connect work. No application should be required nor any fees assessed in any arrangement that does not require additional work by the ILEC.

8. **ISSUE:** What is the appropriate provisioning interval for cageless physical collocation?

FCCA, Time Warner, FCTA and MediaOne: Cageless physical collocation should be provisioned in 30 days or less. Since no construction is required for cageless collocation within forecasted demand, this is a reasonable interval.

9. **ISSUE:** What is the appropriate demarcation point between ILEC and ALEC facilities when the ALEC's equipment is connected directly to the ILEC's network without an intermediate point of interconnection?

FCCA, Time Warner, FCTA and MediaOne: No position at this time.

10. **ISSUE:** What are reasonable parameters for reserving space for future ILEC and ALEC use?

FCCA, Time Warner, FCTA and MediaOne: When space is limited, current use should be given priority over future use. That is, a service today should take precedence over a service that may be offered in the future.

11. **ISSUE:** Can generic parameters be established for the use of administrative space by an ILEC, when the ILEC maintains that there is insufficient space for physical collocation? If so, what are they?

FCCA, Time Warner, FCTA and MediaOne: Yes. All space within a central office should be used for the housing of telecommunications equipment. No space should be reserved for other functions if it prevents space from being available to provide telecommunications services.

12. **ISSUE:** What types of equipment are the ILECs obligated to allow in a physical collocation arrangement?

FCCA, Time Warner, FCTA and MediaOne: Collocation must be permitted for any equipment that is “used and useful” for either interconnection or access to UNEs. See paragraph 28 of the Advanced Services Order and 47 CFR §51.323(b)(c), regardless of other functionalities inherent in the equipment. The ILEC may not place any restrictions on the ALEC’s ability to use all the features and functions of its equipment.

13. **ISSUE:** If space is available, should the ILEC be required to provide price quotes to an ALEC prior to receiving a firm order for space in a central office (CO)?

A. If an ILEC should provide price quotes to an ALEC prior to receiving a firm order from that ALEC, when should the quote be provided?

B. If an ILEC should provide price quotes to an ALEC prior to receiving a firm order from that ALEC, should the quote provide detailed costs?

FCCA, Time Warner, FCTA and MediaOne: As a general obligation, ILECs should be required to provide price quotes (with supporting material) prior to receiving a firm order. The parties believe, however, that the availability of cageless collocation can be standardized to a level where ALECs can order collocation directly with known prices and service intervals. Such an offering would greatly reduce the number of customized applications requiring price quotes.

A. If the Commission does not follow this suggestion, an ILEC should be required to provide price quotes to an ALEC as part of its initial response to the collocation application.

B. Yes.

14. **ISSUE:** Should an ALEC have the option to participate in the development of the ILEC’s price quote, and if so, what time frames should apply?

FCCA, Time Warner, FCTA and MediaOne: An ALEC should have the option to participate but should not be required to do so.

15. **ISSUE:** Should an ALEC be permitted to hire an ILEC certified contractor to perform space preparation, racking and cabling, and power work?

FCCA, Time Warner, FCTA and MediaOne: Yes.

16. **ISSUE:** For what reasons, if any, should the provisioning intervals be extended without the need for an agreement by the applicant ALEC or filing by the ILEC of a request for an extension of time?

FCCA, Time Warner, FCTA and MediaOne: None. If the ILEC cannot provision the collocation space within the specified interval and the ALEC does not agree to an extension, the ILEC should be required to file a request for extension with this Commission.

17. **ISSUE:** How should the costs of security arrangements, site preparation, collocation space reports, and other costs necessary to the provisioning of collocation space, be allocated between multiple carriers?

FCCA, Time Warner, FCTA and MediaOne: These costs (if there are any additional costs) should be handled through a state-wide collocation tariff. Any costs should be made known in advance and computed into a tariffed rack-space charge that recognizes that the space will either be used by collocators or continue to be used by the ILEC.

18. **ISSUE:** If insufficient space is available to satisfy the collocation request, should the ILEC be required to advise the ALEC as to what space is available?

FCCA, Time Warner, FCTA and MediaOne: Yes.

19. **ISSUE:** If an ILEC has been granted a waiver from the physical collocation requirements for a particular CO, and the ILEC later makes modifications that create space that would be appropriate for collocation, when should the ILEC be required to inform the Commission and any requesting ALECs of the availability of space in that office?

FCCA, Time Warner, FCTA and MediaOne: The ILEC should be required to inform ALECs and the Commission as soon as it becomes aware that space is available.

20. **ISSUE:** What process, if any, should be established for forecasting collocation demand for CO additions or expansions?

FCCA, Time Warner, FCTA and MediaOne: No position at this time.

21. **ISSUE:** Applying the FCC's "first-come, first-served" rule, if space becomes available in a central office because a waiver is denied or a modification is made, who should be given priority?

FCCA, Time Warner, FCTA and MediaOne: Priority should be given to the "oldest" firm order or if earlier, the date an application for space is denied.

F. STIPULATED ISSUES:

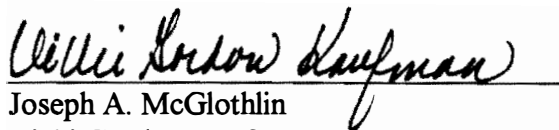
None at this time.

G. PENDING MOTIONS:

None.

H. OTHER MATTERS:

None at this time.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Joint Prehearing Statement of The Florida Competitive Carriers Association, Time Warner Telecom of Florida, L.P., Florida Cable Telecommunications Association, Inc., and MediaOne Florida Telecommunications, Inc. has been furnished by (*) hand delivery or U. S. Mail this 19th day of November 1999 to the following:

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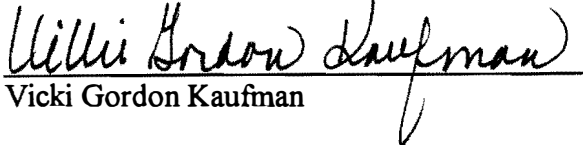
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