Thomas B. Alexander General Attorney

BellSouth Telecommunications, Inc. 150 South Monroe Street Room 400 Tallahassee, Florida 32301 (404) 335-0750



November 19, 1999

SECEIVED-FPSC SECONDS AND RECONDS AND REPORTING

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

Re: Docket No. 990750-TP (ITC^DeltaCom/BellSouth Arbitration)

Dear Ms. Bayó:

Enclosed are an original and 15 copies of the Joint Motion of the Parties Notifying the Commission of Recently Resolved Issues. Please file this document in the captioned matter.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

Thomas B. Alexander

Thomas B. Alexander

AFA
APP
CAF
CIR
EAG
LEG T
MAS
APP
CONTO

All Parties of RecordMarshall M. Criser IIIR. Douglas LackeyNancy B. White

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

14370 NOV 198

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION



In Re:)		YAL
Petition for Arbitration of ITC^DeltaCom Communications, Inc. with BellSouth)	Docket No. 990750-TP	
Telecommunications, Inc. pursuant to the Telecommunications Act of 1996.)	Filed: November 19, 1999	

JOINT MOTION OF THE PARTIES NOTIFYING THE COMMISSION OF RECENTLY RESOLVED ISSUES

BellSouth Telecommunications, Inc. ("BellSouth") and ITC^DeltaCom Communications, Inc. ("ITC^DeltaCom") jointly file this Motion in order to inform the Commission and the Staff of issues that have been resolved by the parties through negotiations that occurred subsequent to the Hearing by this Commission held on October 27-29, 1999. The following list of issues, numbered consistent with the Commission's Pre-Hearing Order dated October 25, 1999, have been resolved by the parties and may be considered closed for purposes of this Arbitration proceeding:

<u>Issue 3(a)</u>: What is the definition of parity?

lssue 3(b): Pursuant to this definition, should BellSouth be required to provide the following:

(4) Access to Numbering Resources?

<u>Issue 5:</u> Should BellSouth be required to provide a download of the Regional Street Address Guide (RSAG)? If so, how?

Should BellSouth be required to provide changes to its business rules and guidelines regarding resale and UNEs at least 45 days in advance of such changes being implemented? If so, how?

14370 NOV 198

FPSC-RECORDS/REPORTING

- Issue 11: Should BellSouth be required to provide NXX testing functionality to ITC^DeltaCom? If so, how?
- <u>Issue 12</u>: What should be the installation interval for the following loop cutovers:
 - (a) Single
 - (b) Multiple
- <u>Issue 13</u>: Should SL1 orders without order coordination be specified by BellSouth with an a.m. or p.m. designation?
- <u>Issue 15</u>: Should BellSouth be required to designate specific UNE center personnel for coordinating orders placed by ITC^DeltaCom?
- Issue 17: Should BellSouth be responsible for maintenance to HDSL and ADSL compatible loops provided to ITC^DeltaCom? If so, at what rate?
- Issue 20(a): Should BellSouth be required to coordinate with ITC^DeltaCom 48 hours prior to the due date of a UNE conversion?
- Issue 21: Should BellSouth be required to establish Local Number Portability (LNP) cutover procedures under which BellSouth must confirm with ITC^DeltaCom that every port subject to a disconnect order is worked at one time?
- Issue 22: How should "order flow-through" be defined?
- Issue 29: If ITC^DeltaCom needs to reconnect service following an order for a disconnect, should BellSouth be required to reconnect service within 48 hours?
- Issue 34: What type of repair information should BellSouth be required to provide to ITC^DeltaCom such that ITC^DeltaCom can keep the customer informed?
- Issue 43: Should BellSouth be permitted to charge ITC^DeltaCom for conversions of customers from resale to unbundled network elements? If so, what is the appropriate charge?
- <u>Issue 44</u>: What procedures should ITC^DeltaCom and BellSouth adopt for meetpoint billing?

Respectfully submitted this 19th day of November 1999.

BELLSOUTH TELECOMMUNICATIONS, INC.

NANCY B. WHITE
MICHAEL P. GOGGIN
c/o Nancy Sims
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301
(305) 347-5558

R. DOUGLAS LACKEY THOMAS B. ALEXANDER 675 West Peachtree Street N.E. Suite 4300, BellSouth Center Atlanta, Georgia 30375-0001 (404) 335-0750

ITC^DELTACOM COMMUNICATIONS, INC.

J. MICHAEL HUEY
J. ANDREW BERTRON, JR.
Huey, Guilday & Tucker, P.A.
106 E. College Ave., Suite 900
Post Office Box 1794
Tallahassee, Florida 32302

DAVID I. ADELMAN, ESQ. Sutherland Asbill & Brennan, LLP 999 Peachtree Street, N.E. Atlanta, Georgia 30309

NANETTE S. EDWARDS, ESQ. Regulatory Attorney ITC^DeltaCom 700 Boulevard South, Suite 101 Huntsville, Alabama 35802

CERTIFICATE OF SERVICE Docket No. 990750-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

(+) Hand Delivery and Company Mail this 19th day of November, 1999 to the following:

Diana Caldwell (+)
Staff Counsel
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6175
Fax. No. (850) 413-6176

David I. Adelman, Esq. (+)
Charles B. Jones, III, Esq.
Sutherland Asbill & Brennan L.L.P.
999 Peachtree Street
Atlanta, GA 30309-3996
Tel. No. (404) 853-8000
Fax. No. (404) 853-8806

Nanette S. Edwards, Esq. * (+) Regulatory Attorney ITC* DELTACOM 700 Blvd. South Suite 101 Huntsville, Alabama 35802 Tel. No. (256) 650-3957 Fax. No. (256) 650-3852

J. Michael Huey
J. Andrew Bertron, Jr. (+)
Huey, Guilday & Tucker, P.A.
106 East College Avenue
Suite 900 (32301)
Post Office Box 1794
Tallahassee, Florida 32302
Tel. No. (850) 224-7091
Fax. No. (850) 222-2593

Parkey Jordan, Esq.

BellSouth Telecomm., Inc.
BellSouth Center
675 West Peachtree Street, N.E.
Suite 4300
Atlanta, Georgia 30375-0001
Tel. No. (404) 335-0794
Fax. No. (404) 658-9022

Thomas B. Alexander (A)

*Signed a Protective Agreement