

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BlueStar Networks, Inc. for arbitration of certain unresolved issues in interconnection negotiations with BellSouth Telecommunications, Inc.

DOCKET NO. 991838-TP

FILED: FEBRUARY 10, 2000

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-00-0141-PCO-TP, issued January 21, 2000, the Staff of the Florida Public Service Commission files its Prehearing Statement.

A. All Known Witnesses

None.

B. All Known Exhibits

None.

C. Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

D. Staff's Position on the Issues

ISSUE 1: How should an unbundled copper loop ("UCL") be defined?

RESOLVED

ISSUE 2: Should BellSouth be required to:

a) conduct a trial of line sharing with BlueStar, and if so, when?

Position:

Staff has no position at this time.

b) conduct a trial of electronic ordering and

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provisioning of line sharing with BlueStar, and if so, when?

Position:

Staff has no position at this time.

ISSUE 3: What information should BellSouth be required to provide to BlueStar on loop orders that are rejected because the requested facilities are unavailable?

Position:

Staff has no position at this time.

ISSUE 4: When should the information identified in Issue 3 be provided?

Position:

Staff has no position at this time.

ISSUE 5: Should BellSouth be required to implement a process whereby xDSL loop orders that are rejected are automatically converted to orders for UCLs without requiring BlueStar to resubmit the order?

Position:

Staff has no position at this time.

ISSUE 6: For xDSL orders, should BellSouth be required to provide real time access to the following, and if so, when?

- a) OSS for loop makeup information qualification;

Position:

Staff has no position at this time.

- b) preordering;

Position:

Staff has no position at this time.

c) provisioning;

Position:

Staff has no position at this time.

d) repair/maintenance, and

Position:

Staff has no position at this time.

e) billing.

Position:

Staff has no position at this time.

ISSUE 7: Should the interconnection agreement include a time interval for BellSouth provisioning of xDSL loops and UCLs?

Position:

Staff has no position at this time.

ISSUE 8: Can xDSL loops retain repeaters at the ALEC's option?

RESOLVED

ISSUE 9: Should the interconnection agreement include expedited procedures for repairs?

Position:

Staff has no position at this time.

ISSUE 10: What are the TELRIC-based rates for the following:

- a) 2-wire ADSL compatible loops, both recurring and nonrecurring;

Position:

Staff has no position at this time.

- b) 2-wire HDSL compatible loops, both recurring and nonrecurring;

Position:

Staff has no position at this time.

- c) "UCL" loops, both recurring and nonrecurring;

Position:

Staff has no position at this time.

- d) loop conditioning for each of the loops listed above, as well as the 4-wire HDSL loop.

Position:

Staff has no position at this time.

ISSUE 11: What are the TELRIC-based recurring and nonrecurring rates for the high frequency portion of a shared loop?

Position:

Staff has no position at this time.

ISSUE 12: For purposes of reciprocal compensation, should the parties be required to adopt bill and keep for transport and termination of local, intraLATA and interLATA voice traffic?

RESOLVED

ISSUE 13: What, if any, provisions should the agreement include for performance measures?

RESOLVED

ISSUE 14:

REMOVED

ISSUE 15: What, if any, provisions should the agreement include for alternative dispute resolution?

Position:

Staff has no position at this time.

ISSUE 16: What is the appropriate method for BlueStar to gain access to BellSouth's riser cables, allowing BlueStar to provision its digital subscriber line access multiplexer (DSLAM)?

Position:

Staff has no position at this time.

E. Pending Motions

None.

F. Pending Confidentiality Claims or Requests

Staff has no pending requests for confidential treatment.

G. Compliance with Order No. PSC-00-0141-PCO-TP

Staff has complied with all requirements of the Order Establishing Procedure entered in this docket.

Respectfully submitted this 10th day of February, 2000.

Donna M. Clemons

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