

State of Florida



Public Service Commission

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-M-E-M-O-R-A-N-D-U-M-

RECORDS AND REPORTING
MARCH 14 AM 11:10
FEDERAL PSC

DATE: MARCH 16, 2000

TO: DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYO)

FROM: DIVISION OF TELECOMMUNICATIONS (KING) *JK*
DIVISION OF LEGAL SERVICES (FORDHAM) *LF*

RE: DOCKET NO. 990149-TP - PETITION BY MEDIAONE FLORIDA TELECOMMUNICATIONS, INC. FOR ARBITRATION OF AN INTERCONNECTION AGREEMENT WITH BELLSOUTH TELECOMMUNICATIONS, INC. PURSUANT TO SECTION 252(B) OF THE TELECOMMUNICATIONS ACT OF 1996.

AGENDA: 03/28/00 - REGULAR AGENDA - POST HEARING DECISION - PARTICIPATION IS LIMITED TO COMMISSIONERS AND STAFF

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\CMU\WP\990149.RCM

CASE BACKGROUND

On December 1, 1995, the Florida Public Service Commission (Commission) approved a stipulated agreement between MediaOne Florida Telecommunications, Inc., (MediaOne) and BellSouth Telecommunications, Inc. (BellSouth), providing for interconnection services between the two companies. That agreement expired on January 1, 1998, but the parties mutually agreed to extend the contract pending finalization of a successor agreement. Negotiations for a successor agreement failed, and on February 9, 1999, MediaOne filed a Petition for Arbitration, seeking the assistance of the Commission in resolving the remaining issues.

At the June 22, 1999, Prehearing Conference it was determined that many of the issues had been resolved by the parties, and the Prehearing Officer determined that one of the issues was not within the jurisdiction of the Commission. There were several issues,

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however, which were not resolved, and those issues were addressed at the July 9, 1999 Hearing. Final Order PSC-99-2009-FOF-TP was issued on October 14, 1999, setting forth the findings of the Commission.

On October 29, 1999, MediaOne filed its Motion for Reconsideration and Request to File Supplemental Authority, and on November 12, 1999, a Motion to Stay Proceedings. Final Order PSC-00-0256-FOF-TP was issued on February 7, 2000, granting, in part, and denying, in part, MediaOne's Motion for Reconsideration and Clarification. Furthermore, it was ordered that the agreement memorializing the Commission's decisions in Order No. PSC-99-2009-FOF-TP, as clarified by Order PSC-00-0256-FOF-TP, be submitted for approval within 15 days of the issuance of Order PSC-00-0256-FOF-TP. This recommendation addresses whether the Commission should approve the BellSouth/MediaOne interconnection agreement filed on February 22, 2000.

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DISCUSSION OF ISSUES

ISSUE 1: Should the Commission approve the interconnection agreement between BellSouth and MediaOne?

RECOMMENDATION: Yes, the Commission should approve the interconnection agreement between BellSouth and MediaOne. (**KING**)

STAFF ANALYSIS: Staff has reviewed the interconnection agreement and believes it incorporates the Commission's decisions in Order No. PSC-99-2009-FOF-TP, as clarified by Order PSC-00-0256-FOF-TP. Furthermore, the agreement meets the standards set forth in Section 252(e) of the Telecommunications Act of 1996; therefore, staff recommends that the Commission approve this agreement.

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ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes. Docket No. 990149-TP should be closed.
(FORDHAM)

STAFF ANALYSIS: If the Commission approves staff's recommendation in Issue 1, Docket No. 990149-TP should be closed because there is no further Commission action necessary.