

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth Telecommunications, Inc. for arbitration of resale agreement with Atlantic Telecommunication Systems, Inc.

DOCKET NO. 992018-TP  
DATED: MARCH 23, 2000

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-00-0391-PCO-TP, issued February 23, 2000, the Staff of the Florida Public Service Commission files its Prehearing Statement.

A. All Known Witnesses

Staff will not sponsor any witnesses.

B. All Known Exhibits

Staff has not identified any exhibits at this time.

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:

Under the telecommunications Act of 1996, can Atlantic require BellSouth to include a provision in the Resale Agreement whereby BellSouth is precluded from offering service to consumers covered by an exclusive service arrangement with Atlantic?

AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAS \_\_\_\_\_  
LEG \_\_\_\_\_  
MAS 3 \_\_\_\_\_  
ORC \_\_\_\_\_  
RPR \_\_\_\_\_  
SEC 1 \_\_\_\_\_  
WAW \_\_\_\_\_  
OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

03697 MAR 23 8

FPSC-RECORDS/REPORTING

Position:

Staff has no position at this time.

ISSUE 2: In the event of an unauthorized change in local service (i.e., slamming) by Atlantic, is BellSouth allowed to recover from Atlantic the costs BellSouth incurs in returning the slammed customer to the appropriate local service provider? If so, should the obligation be reciprocal?

Position:

Staff has no position at this time.

E. Pending Motions

Staff has no pending motions at this time.

F. Pending Confidentiality Claims or Requests

Staff has no pending requests for confidential treatment.

G. Compliance with Order No. PSC-00-0391-PCO-TP

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

Respectfully submitted this 23rd day of March, 2000.



C. LEE FORDHAM, Staff Counsel

FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Boulevard  
Gerald L. Gunter Building  
Tallahassee, Florida 32399-0863  
(850)413-6199

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth  
Telecommunications, Inc. for  
arbitration of resale agreement  
with Atlantic Telecommunication  
Systems, Inc.

DOCKET NO. 992018-TP  
FILED: MARCH 23, 2000

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Staff's  
Prehearing Statement has been furnished by U.S. Mail this 23rd day  
of March, 2000, to the following:

Atlantic Telecommunication  
Systems, Inc.  
5849 Okeechobee Blvd.  
Suite 201  
West Palm Beach, FL 33417-4352

Ms. Nancy H. Sims  
BellSouth Telecommunications,  
Inc.  
150 South Monroe Street  
Suite 400  
Tallahassee, FL 32301-1556

Respectfully submitted,

  
C. LEE FORDHAM  
Staff Counsel

FLORIDA PUBLIC SERVICE COMMISSION  
Gerald L. Gunter Building  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
(850) 413-6199