Legal Department

RIGINAL

NANCY B. WHITE General Counsel - Florida

BellSouth Telecommunications, Inc. 150 South Monroe Street Room 400 Tallahassee, Florida 32301 (305) 347-5558

June 23, 2000



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

Re: 991854-TP (Intermedia Arbitration)

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Response to Intermedia Communications, Inc.'s Motion For Leave to Submit Supplemental Authority, which we ask that you file in the above-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,

ancy 1 Nancy B. White

NBW/vf

APP

CAF CMP COM

CTR ECR LEG

OPC

SEC SER OTH

PAI RGO cc: All parties of record Marshall M. Criser III R. Douglas Lackey



DOCUMENT NUMBER-DATE

FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE Docket No. 991854-TP

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

U.S. Mail this 23rd day of June, 2000 to the following:

Timothy Vaccaro Staff Counsel Florida Public Service Commission Division of Legal Services 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 Tel. No. (850) 413-6181

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Carl Jackson Senior Director Intermedia Communications, Inc. 360 Interstate North Parkway Suite 500 Atlanta, Georgia 30339

Scott Saperstein Senior Policy Counsel Intermedia Communications, Inc. 3625 Queen Palm Drive Tampa, Florida 33619 Ph. (813) 829-4093 Fax (813) 349-9802

Wiggins Law Firm Charles J. Pellegrini (##) 2145 Delta Boulevard Suite 200 Tallahassee, FL 32302 Tel. No. (850) 385-6007 Fax. No. (850) 385-6008

(##) Signed Protective Agreement



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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re:

Petition for Arbitration of the Interconnection Agreement Between BellSouth Telecommunications, Inc. and Interrnedia Communications, Inc. Pursuant to Section 252(b) of theTelecommunications Act of 1996. Docket No. 991854-TP

Filed: June 23, 2000

RESPONSE OF BELLSOUTH TELECOMMUNICATIONS, INC. TO INTERMEDIA COMMUNICATIONS, INC.'S MOTION FOR LEAVE TO SUBMIT SUPPLEMENTAL AUTHORITY

BellSouth Telecommunications, Inc. ("BellSouth") hereby responds to Intermedia Communications, Inc.'s ("Intermedia") Motion for Leave to Submit Supplemental Authority ("Motion").

1. On June 16, 2000, Intermedia filed a motion for leave to submit supplemental authority. Attached to its June 16, motion was an order from the North Carolina Utilities Commission ("NCUC") concerning the arbitration between Intermedia and BellSouth in that state.

2. BellSouth has no objection to permitting Intermedia to submit the

North Carolina Order to the Commission. In the interests of fairness, however,

BellSouth notes that Intermedia's characterization of the Order should not be

considered by the Commission. Second, the Commission is free to and indeed

should, look at the facts particular to the Florida case and is not controlled by the

North Carolina Order. Third, it should be noted that the NCUC's decision is subject to a true-up.

DOCUMENT NUMBER-DATE 07702 JUN 238 FPSC-RECORDS/REPORTING For all of the foregoing reasons, BellSouth has no objection to intermedia's

motion provided the Commission consider the Order itself and not Intermedia's

characterization thereof.

Respectfully submitted this 23rd day of June, 2000.

BELLSOUTH TELECOMMUNICATIONS, INC.

NANCY B. WHITE

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