

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Intrado Communications, Inc. for arbitration of certain rates, terms, and conditions for interconnection and related arrangements with BellSouth Telecommunications, Inc. d/b/a AT&T Florida, pursuant to Section 252(b) of the Communications Act of 1934, as amended, and Sections 120.80(13), 120.57(1), 364.15, 364.16, 364.161, and 364.162, F.S., and Rule 28-106.201, F.A.C.

DOCKET NO. 070736-TP

DATED: JUNE 3, 2008

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COMMISSION STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-08-0171-PCO-TP, issued March 21, 2008, 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(A): WHAT SERVICE(S) DOES INTRADO CURRENTLY PROVIDE OR INTENDS TO PROVIDE IN FLORIDA?

STAFF: Staff has no position at this time.

ISSUE 1(B): OF THE SERVICES IDENTIFIED IN (A), FOR WHICH, IF ANY, IS AT&T REQUIRED TO OFFER INTERCONNECTION UNDER SECTION 251(C) OF THE TELECOMMUNICATIONS ACT OF 1996?

CWP _____
COM 5 _____
CTR _____
COR _____
CUL _____
CFC _____
COA _____
BOR _____
COA _____
CFC _____
CFL _____

DOCUMENT NUMBER-DATE

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STAFF: Staff has no position at this time.

ISSUE 1(C): OF THE SERVICES IDENTIFIED IN (A), FOR WHICH, IF ANY, SHOULD RATES APPEAR IN THE ICA?

STAFF: Staff has no position at this time.

ISSUE 1(D): FOR THOSE SERVICES IDENTIFIED IN 1(C), WHAT ARE THE APPROPRIATE RATES?

STAFF: Staff has no position at this time.

ISSUE 2: IS AT&T'S 9-STATE TEMPLATE INTERCONNECTION AGREEMENT THE APPROPRIATE STARTING POINT FOR NEGOTIATIONS? IF NOT, WHAT IS?

STAFF: Staff has no position at this time.

ISSUE 3(A): WHAT TRUNKING AND TRAFFIC ROUTING ARRANGEMENTS SHOULD BE USED FOR THE EXCHANGE OF TRAFFIC WHEN INTRADO IS THE DESIGNATED 911/E911 SERVICE PROVIDER?

STAFF: Staff has no position at this time.

ISSUE 3(B): WHAT TRUNKING AND TRAFFIC ROUTING ARRANGEMENTS SHOULD BE USED FOR THE EXCHANGE OF TRAFFIC WHEN AT&T IS THE DESIGNATED 911/E911 SERVICE PROVIDER?

STAFF: Staff has no position at this time.

ISSUE 4: WHAT TERMS AND CONDITIONS SHOULD GOVERN POINTS OF INTERCONNECTION (POIS) WHEN:

(A): INTRADO IS THE DESIGNATED 911/E911 SERVICE PROVIDER?

(B): AT&T IS THE DESIGNATED 911/E911 SERVICE PROVIDER?

(C): INTRADO REQUESTS THE USE OF A MID-SPAN MEET POINT?

STAFF: Staff has no position at this time.

ISSUE 5(A): SHOULD SPECIFIC TERMS AND CONDITIONS BE INCLUDED IN THE ICA FOR INTER-SELECTIVE ROUTER TRUNKING? IF SO, WHAT ARE THE APPROPRIATE TERMS AND CONDITIONS?

STAFF: Staff has no position at this time.

ISSUE 5(B): SHOULD SPECIFIC TERMS AND CONDITIONS BE INCLUDED IN THE ICA TO SUPPORT PSAP-TO-PSAP CALL TRANSFER WITH AUTOMATIC LOCATION INFORMATION (“ALI”)? IF SO, WHAT ARE THE APPROPRIATE TERMS AND CONDITIONS?

STAFF: Staff has no position at this time.

ISSUE 6(A): SHOULD REQUIREMENTS BE INCLUDED IN THE ICA ON A RECIPROCAL BASIS FOR

(1) TRUNKING FORECASTING;

(2) ORDERING; AND

(3) SERVICE GRADING?

STAFF: Staff has no position at this time.

ISSUE 6(B): IF NOT, WHAT ARE THE APPROPRIATE REQUIREMENTS?

STAFF: Staff has no position at this time.

ISSUE 7(A): SHOULD THE ICA INCLUDE TERMS AND CONDITIONS TO ADDRESS SEPARATE IMPLEMENTATION ACTIVITIES FOR INTERCONNECTION ARRANGEMENTS AFTER THE EXECUTION OF THE INTERCONNECTION AGREEMENT? IF SO, WHAT TERMS AND CONDITIONS SHOULD BE INCLUDED?

STAFF: Staff has no position at this time.

ISSUE 7(B): SHOULD THE ICA INCLUDE TERMS AND CONDITIONS TO ADDRESS SUBSEQUENT MODIFICATIONS TO THE INTERCONNECTION AGREEMENT AND CHANGES IN LAW? IF SO, WHAT TERMS AND CONDITIONS SHOULD BE INCLUDED?

STAFF: Staff has no position at this time.

ISSUE 8(A): WHAT TERMS AND CONDITIONS SHOULD BE INCLUDED IN THE ICA TO ADDRESS ACCESS TO 911/E911 DATABASE INFORMATION WHEN AT&T IS THE DESIGNATED 911/E911 SERVICE PROVIDER?

STAFF: Staff has no position at this time.

ISSUE 9: TO THE EXTENT NOT ADDRESS IN ANOTHER ISSUE, WHICH TERMS AND CONDITIONS SHOULD BE RECIPROCAL?

STAFF: Staff has no position at this time.

ISSUE 10: WHAT 911/E911 – RELATED TERMS SHOULD BE INCLUDED IN THE ICA AND HOW SHOULD THOSE TERMS BE DEFINED?

STAFF: Staff has no position at this time.

ISSUE 13(A): WHAT SUBSET OF TRAFFIC, IF ANY, SHOULD BE ELIGIBLE FOR INTERCARRIER COMPENSATION WHEN EXCHANGED BETWEEN THE PARTIES?

STAFF: Staff has no position at this time.

ISSUE 13(B): SHOULD THE PARTIES COOPERATE TO ELIMINATE MISROUTED ACCESS TRAFFIC?

STAFF: Staff has no position at this time.

ISSUE 15: SHOULD THE ICA PERMIT THE RETROACTIVE APPLICATION OF CHARGES THAT ARE NOT PROHIBITED BY AN ORDER OR OTHER CHANGE-IN-LAW?

STAFF: Staff has no position at this time.

ISSUE 18(A): WHAT TERM SHOULD APPLY TO THE INTERCONNECTION AGREEMENT?

STAFF: Staff has no position at this time.

ISSUE 18(B): WHEN SHOULD INTRADO NOTIFY AT&T THAT IT SEEKS TO PURSUE A SUCCESSOR ICA?

STAFF: Staff has no position at this time.

ISSUE 20: WHAT ARE THE APPROPRIATE TERMS AND CONDITIONS REGARDING BILLING AND INVOICING AUDITS?

STAFF: Staff has no position at this time.

ISSUE 22: SHOULD INTRADO BE PERMITTED TO ASSIGN THE INTERCONNECTION AGREEMENT TO AN AFFILIATED ENTITY? IF SO, WHAT RESTRICTIONS, IF ANY, SHOULD APPLY IF THAT AFFILIATE HAS AN EFFECTIVE ICA WITH AT&T FLORIDA?

STAFF: Staff has no position at this time.

ISSUE 23: SHOULD AT&T BE PERMITTED TO RECOVER ITS COSTS, ON AN INDIVIDUAL CASE BASIS, FOR PERFORMING SPECIFIC ADMINISTRATIVE ACTIVITIES? IF SO, WHAT ARE THE SPECIFIC ADMINISTRATIVE ACTIVITIES?

STAFF: Staff has no position at this time.

ISSUE 24: WHAT LIMITATION OF LIABILITY AND/OR INDEMNIFICATION LANGUAGE SHOULD BE INCLUDED IN THE ICA?

STAFF: Staff has no position at this time.

ISSUE 25(A): SHOULD DISPUTED CHARGES BE SUBJECT TO LATE PAYMENT PENALTIES?

STAFF: Staff has no position at this time.

ISSUE 25(B): SHOULD THE FAILURE TO PAY CHARGES, EITHER DISPUTED OR UNDISPUTED, BE GROUNDS FOR THE DISCONNECTION OF SERVICES?

STAFF: Staff has no position at this time.

ISSUE 25(C): FOLLOWING NOTIFICATION OF UNPAID AMOUNTS, HOW LONG SHOULD INTRADO HAVE TO REMIT PAYMENT?

STAFF: Staff has no position at this time.

ISSUE 25(D): SHOULD PARTIES BE REQUIRED TO MAKE PAYMENTS USING AN AUTOMATED CLEARINGHOUSE NETWORK?

STAFF: Staff has no position at this time.

ISSUE 29(A): WHAT ROUNDING PRACTICES SHOULD APPLY FOR RECIPROCAL COMPENSATION USAGE AND AIRLINE MILEAGE?

STAFF: Staff has no position at this time.

ISSUE 29(B): IS AT&T PERMITTED TO IMPOSE UNSPECIFIED NON-RECURRING CHARGES ON INTRADO?

STAFF: Staff has no position at this time.

ISSUE 32: SHOULD THE TERM "OFFERS SERVICE" BE DEFINED IN THE ICA? IF SO, WHAT IS THE APPROPRIATE DEFINITION?

STAFF: Staff has no position at this time.

ISSUE 33: SHOULD AT&T BE REQUIRED TO PROVIDE UNES TO INTRADO AT PARITY WITH WHAT IT PROVIDES TO ITSELF?

STAFF: Staff has no position at this time.

ISSUE 34(A): HOW SHOULD A "NON-STANDARD" COLLOCATION REQUEST BE DEFINED?

STAFF: Staff has no position at this time.

ISSUE 34(B): SHOULD NON-STANDARD COLLOCATION REQUESTS BE PRICED BASED ON AN INDIVIDUAL CASE BASIS?

STAFF: Staff has no position at this time.

ISSUE 35: SHOULD THE PARTIES' INTERCONNECTION AGREEMENT REFERENCE APPLICABLE LAW RATHER THAN INCORPORATE CERTAIN APPENDICES WHICH INCLUDE SPECIFIC TERMS AND CONDITIONS FOR ALL SERVICES?

STAFF: Staff has no position at this time.

ISSUE 36: SHOULD THE PARTIES IDENTIFY, BY CAPITALIZATION OR SOME OTHER MEANS, TERMS THAT HAVE BEEN FORMALLY DEFINED IN THE ICA?

STAFF: Staff has no position at this time.

e. Pending Motions

Staff has no pending motions.

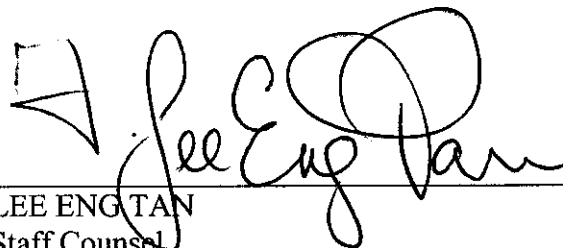
f. Pending Confidentiality Claims or Requests

Staff has no pending confidentiality claims or requests.

g. Compliance with Order No. PSC-08-0171-PCO-TP

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

Respectfully submitted this 3rd day of June, 2008.

A handwritten signature in black ink, reading "Lee Eng Tan". The signature is written in a cursive style with a large, stylized initial "L".

LEE ENG TAN
Staff Counsel

FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
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In re: Petition by Intrado Communications, Inc. for arbitration of certain rates, terms, and conditions for interconnection and related arrangements with BellSouth Telecommunications, Inc. d/b/a AT&T Florida, pursuant to Section 252(b) of the Communications Act of 1934, as amended, and Sections 120.80(13), 120.57(1), 364.15, 364.16, 364.161, and 364.162, F.S., and Rule 28-106.201, F.A.C.

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DATED: JUNE 3, 2008

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original and five correct copies of COMMISSION STAFF'S PREHEARING STATEMENT has been filed with Office of Commission Clerk and one copy has been furnished to the following by U. S. mail this 3rd day of June, 2008:

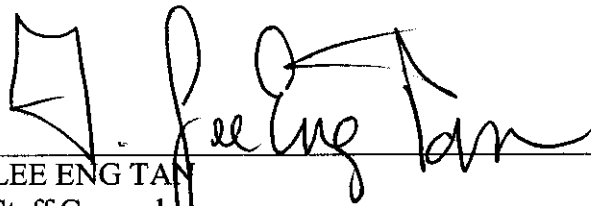
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c/o Greg Follensbee, Executive Director
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