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March 10, 1997

HAND DELIVERED

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

Re: Docket No. 920260-TL

Dear Ms. Bayo:

Enclosed for filing and distribution are the original and fifteen copies of the Florida Competitive Carriers Association's Response to BellSouth Telecommunications, Inc.'s Motion for Reconsideration/Clarification in the above docket.

Please acknowledge receipt of the above on the extra copy enclosed herein and return it to me. Thank you for your assistance.

Sincerely,

Vicki Gordon Kaufman

Vicki Gordon Kaufman

ACK ✓
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RECEIVED & FILED

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FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

02535 MAR 10 97

FPSC-RECORDS/REPORTING

FILE

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Comprehensive review of)
the revenue requirements and)
rate stabilization plan of)
Southern Bell Telephone and)
Telegraph Company.)
_____)

Docket No. 920260-TL

Filed: March 10, 1997

**THE FLORIDA COMPETITIVE CARRIERS ASSOCIATION'S RESPONSE
TO BELL SOUTH TELECOMMUNICATIONS, INC.'S
MOTION FOR RECONSIDERATION/CLARIFICATION**

Pursuant to rule 25-22.060, Florida Administrative Code, the Florida Competitive Carriers Association (FCCA)¹, files its response to BellSouth Telecommunications, Inc.'s (BellSouth) motion for reconsideration/clarification. The motion should be denied. As grounds for denial, FCCA states:

1. Order No. PSC-97-0128-FOF-TL, for which BellSouth seeks reconsideration, is the Commission's decision on the last in a series of rate reductions which BellSouth is required to make pursuant to Order No. PSC-94-0172-FOF-TL. In that order, the Commission approved a settlement among the parties relating to a number of pending BellSouth dockets.

2. The well-established standard for reconsideration is that it must bring to the attention of the tribunal some point of fact or law which it failed to consider when it rendered its decision. Diamond Cab Co. of Miami v. King, 146 So.2d 889 (Fla. 1962); Pingree v. Quaintance, 394 So.2d 161 (Fla. 1st DCA 1981). In this instance, BellSouth seeks reconsideration not because the Commission overlooked or did not

¹ On January 1, 1997, the Florida Interexchange Carriers Association (FIXCA) changed its name to the Florida Competitive Carriers Association (FCCA).

DOCUMENT NUMBER-DATE

02535 MAR 10 97

FPSC-RECORDS/REPORTING

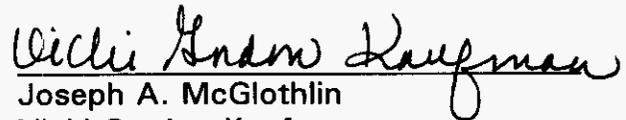
consider certain facts or evidence, but because BellSouth wants to supplement the record with additional material not in evidence. Thus, BellSouth has clearly failed to meet the legal standard for a motion for reconsideration.

3. In essence, BellSouth seeks to supplement the record after it has been closed with new forecasts that have not been subject to cross-examination by the parties to this proceeding. Further, there is no reason to believe that BellSouth's additional forecasts and projections will be any more accurate than the forecasts and projections already in the record.

4. Similarly, BellSouth's request as to the ECS credit brings no error of law or fact to light but simply expresses BellSouth's preference for a certain result. As such, it must be rejected as well.

5. The Commission's Order is supported by competent substantial evidence. BellSouth's attempt to supplement the record long after it has been closed does not form a basis for reconsideration or for clarification and should be rejected.

WHEREFORE, BellSouth's motion should be denied.



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Attorneys for the Florida Competitive
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of **FCCA's Response to BellSouth's Motion for Reconsideration/Clarification** has been furnished by *hand delivery or by U.S. Mail to the following parties of record, this **10th** day of **March**, 1997:

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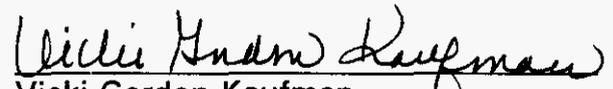
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