

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of MCImetro Access)
Transmission Services, Inc. against) Docket No. 980281-TP
BellSouth Telecommunications, Inc.)
For Breach of Approved) Filed: June 29, 1998
Interconnection Agreement)

MCIMETRO ACCESS TRANSMISSION SERVICES, INC.'s
PREHEARING STATEMENT

MCImetro Access Transmission Services, Inc. (MCImetro) hereby files its prehearing statement in accordance with the requirements of Order No. PSC-98-0641-PCO-TP.

A. Appearances. Richard D. Melson, Hopping Green Sams & Smith, P.A., P.O. Box 6526, Tallahassee, FL 32314; Dulaney L. O'Roark III, MCI Telecommunications Corporation, 780 Johnson Ferry Road, Atlanta, GA 30346, appearing on behalf of MCImetro Access Transmission Services, Inc.

B. Known Witnesses. MCImetro has prefiled the direct and rebuttal testimony of the following witnesses:

<u>Witness</u>	<u>Testimony</u>	<u>Issues</u>
Ron Martinez	Direct/Rebuttal	All
Bryan Green	Direct/Rebuttal	1-8

C. Known Exhibits. MCImetro has prefiled the following exhibits:

<u>Witness</u>	<u>Exhibit</u>	<u>Description</u>
Martinez	RM-1	MCImetro/BellSouth Interconnection Agreement (too voluminous to copy)
	RM-2	Excerpts from MCImetro/BellSouth

Interconnection Agreement

	RM-3	BellSouth OSS Process Flow Charts (6/10/97)
	RM-4	MCI Request for Additional OSS Process Information (6/18/97)
	RM-5	MCI Follow-Up Request for Additional OSS Process Information (7/3/97)
	RM-6	BST Response re OSS Process Information (7/11/97)
	RM-7	MCI Request to Review BST OSS Systems (7/16/97)
	RM-8	MCI Follow-Up Request to Review BST OSS Systems (7/24/97)
	RM-9	BST Response re Review of BST OSS Systems (7/29/97)
	RM-10	BST Letter Re Provision of Call Detail Information (5/13/97)
	RM-11	MCI Response Re Provision of Call Detail Information (8/18/97)
	RM-12	BST Reply Re Provision of Call Detail Information (8/22/97)
Green	BG-1	MCI Letter to BST re Open OSS and Other Issues (12/24/97)
	BG-2	BST Response to 12/24/97 Letter (2/11/98)
	BG-3	BST E-Mail re RSAG (6/13/97)
	BG-4	MCI Renewed Request for RSAG data (6/16/97)
	BG-5	BST Response to MCI's Renewed Request for RSAG data (6/26/97)
	BG-6	MCI Additional Request for RSAG data (8/19/97)

BG-7 BST Response to MCI's Additional Request
for RSAG data (8/20/97)

BG-8 MCI Letter re RSAG (8/18/97)

BG-9 BST Initial Response (10/10/97)

BG-10 BST Additional Response (11/13/97)

BG-11 BST RSAG Extract Cost Estimate (12/2/97)

BG-12 MCI Response to BST Cost Estimate
(12/16/97)

BG-13 BST E-Mails re Jeopardy Notification
(8/18/97)

BG-14 MCI Request for Jeopardy Notification
(8/21/97)

BG-15 MCI First Follow-Up Request re Jeopardy
Notification (8/27/97)

BG-16 MCI Letter to BST re FOCs (1/28/98)

BG-17 MCI Initial Request for LENS
Specifications (5/16/97)

BG-18 MCI Second Request for LENS
Specifications (6/4/97)

BG-19 MCI Third Request for LENS
Specifications (6/26/97)

BG-20 BST Transmittal of Out-of-Date
Specifications (7/8/97)

BG-21 MCI Letter to BST re LENS Specifications
(9/5/97)

BG-22 MCI/BST E-Mails re LENS Specifications
(11/13/97)

BG-23 MCI Letter re Failure to Provide Off-Net
Tls (6/1/98)

BG-24 MCI Letter to BST re FOCs for Access
Circuits (11/5/97)

BG-25 BST Response to MCI (12/15/97)

MCI reserves the right to use additional exhibits for purposes of cross-examination.

D. Basic Position. BellSouth has breached its Interconnection Agreement with MCImetro and has violated its obligation to provide interconnection and access to unbundled network elements at parity with itself in a number of respects detailed in the specific issues below. The effect of these breaches has been to obstruct and delay MCImetro's entry into the local exchange market in Florida. BellSouth should be ordered to correct each of these breaches and to provide MCImetro with the requested interconnection and access in compliance with the parties' Interconnection Agreement and with the nondiscrimination requirements of the Telecommunications Act of 1996. In addition, the Commission should consider what penalties or other sanctions are appropriate for BellSouth's conduct.

E. Issues. MCImetro's position on the issues identified in the Order on Procedure are as follows:

Issue 1: Has BellSouth provided MCImetro with information about BellSouth's OSS and related databases in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has failed to provide MCImetro with the information about BST's internal OSS and related databases that is needed to judge whether the OSS provided to MCI is at parity with that used by BST. BST should be required to provide MCI with a detailed listing of BST's OSS systems, the technical specifications for such systems, a detailed listing of its databases, and the database descriptions for such

databases within 10 days from the date of the Commission's final order.

Issue 2: Has BellSouth provided MCImetro with the Street Address Guide (SAG) data in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has refused to provide MCImetro with a download of the RSAG database. The provision of limited access to this database through LENS does not comply with BST's contractual obligations. BST should be ordered to provide MCImetro a download of the RSAG database and a description of the database within 10 days after the Commission's final order, and downloads of subsequent changes to the database on the same day the changes are made.

Issue 3: Has BellSouth provided MCImetro with the due date calculation for a service order request from a customer in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has not provided MCImetro with parity in the calculation of due dates for service order requests. BST should be ordered to provide MCImetro with the same capability to calculate due dates that BellSouth has for itself, through a system that can be integrated with MCI's ordering system, within 30 days of the Commission's final order.

Issue 4: Has BellSouth provided MCImetro with access to telephone numbers and telephone number information in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has not provided MCImetro with parity in the reservation of telephone numbers or in access to NXX information. BellSouth should be ordered to provide MCImetro with the ability to reserve the same number of telephone numbers per order as BST, and to provide the same NXX information to MCImetro as is provided to BST representatives, all within 30 days of the Commission's final order.

Issue 5: Has BellSouth provided MCImetro with access to Universal Service Order Codes (USOCs) in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. While BST has recently provided MCImetro with USOC information in a usable electronic format, BST has not provided such access to FID information. BST should be ordered to provide MCImetro a FID file with descriptions, together with information on the states in which USOCs are valid, all within 30 days of the Commission's order.

Issue 6: Has BellSouth provided MCImetro with customer service record (CSR) information in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has failed to provide MCImetro with access to all CSR data, including, for example, price information associated with a customer's services. BST should be ordered to provide MCImetro with access to complete CSR data within 30 days of Commission's order.

Issue 7: Has BellSouth provided MCImetro with service jeopardy notification in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has failed to provide MCImetro with electronic notification for all service jeopardies. BST should be ordered to provide MCImetro with commercially functional EDI support for service jeopardy notification within 30 days of the Commission's order.

Issue 8: Has BellSouth provided MCImetro with firm order confirmations (FOCs) in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has failed to provide MCImetro with firm order confirmations within the time frames specified in the parties' Interconnection Agreement. BST should be ordered to modify its OSS to provide FOCs within the

contractual timeframes within 30 days of the Commission's order.

Issue 9: Has BellSouth provided MCImetro with network blockage measurement information in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has provided MCImetro with only limited network blockage information. BellSouth should be ordered to provide the detailed network blockage information requested by MCImetro in its December 24 letter to BST within 30 days of the Commission's order.

Issue 10: Has BellSouth provided MCImetro with local tandem interconnection information in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BellSouth has failed to provide MCImetro with local tandem interconnection information necessary for MCImetro to interconnect at parity with BellSouth. BST should be ordered to provide MCImetro with such information, to route MCImetro's traffic on the same trunk groups as BST's local traffic, and to identify and make available to MCImetro all existing independent telephone company local and EAS routes served by the tandems, all within 30 days from the Commission's order.

Issue 11: Has BellSouth provided MCImetro with recorded usage data in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BellSouth has refused to provide MCImetro with recorded usage data on local calls for customers on flat rate calling plans as required by the parties' Interconnection Agreement. BST should be ordered to begin providing MCImetro with such data upon its request within 30 days from the Commission's order.

Issue 12: Has BellSouth provided MCImetro with access to directory listing information in compliance with the Telecommunications Act of 1996 and the parties' Interconnection

Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BST has failed to provide MCImetro with directory listing information for certain customers of other local telephone companies. BST should be ordered to provide MCImetro with such information within 10 days from the Commission's order.

Issue 13: Has BellSouth provided MCImetro with soft dial tone service in compliance with the Telecommunications Act of 1996 and the parties' Interconnection Agreement? If no, what action, if any, should the Commission take?

MCImetro: No. BellSouth provides soft dial tone in a discriminatory fashion which identifies only BST as the carrier to be contacted for installation of local service. BST should be required to change this to an unbranded notification message within 30 days from the Commission's order.

F. Stipulations. There are no stipulations between MCI and BellSouth at this time.

G. Pending Motions. MCI has no pending motions at this time.

H. Requirements of Order on Procedure. MCI believes that this prehearing statement complies with all the requirements of the Order on Procedure.

RESPECTFULLY SUBMITTED this 29th day of June, 1998.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished to the following parties by Hand Delivery this 29th day of June, 1998.

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Re: Complaint of MCImetro --
Docket No. 980281-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of MCImetro Access
Transmission Services, Inc. are the original and fifteen copies
of MCImetro's:

- 1. Rebuttal testimony of Ron Martinez. *06814-98*
- 2. Rebuttal testimony of Bryan Green. *06815-98*
- 3. Prehearing statement. *06813-98*

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Very truly yours,
[Signature]
Richard D. Melson

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