



Public Service Commission

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RECORDS AND REPORTING

DATE: March 13, 2001
TO: Division of Records and Reporting (Bayó)
FROM: Division of Competitive Services (D'Haeseleer) *JD*
Division of Legal Services (Davis) *DLK for NSD*
RE: Docket No. 010054-TP - Request for arbitration concerning complaint of Time Warner Telecom of Florida L.P. against Sprint-Florida, Incorporated for failure to provide initial responses and price quotes within 15 days.

By the attached letter dated February 26, 2001, Time Warner Telecom of Florida, L.P. withdraws its request for arbitration concerning complaint of Time Warner Telecom of Florida L.P. against Sprint-Florida, Incorporated for failure to provide initial responses and price quotes within 15 days. Sprint-Florida, Incorporated has agreed to temporarily reroute Time Warner's traffic from the Maitland and Winter Park local offices through the Altamonte Springs local office until Sprint provisions Time Warner's requests for cageless physical collocation at the Maitland and Winter Park local offices. Sprint has committed to provide transport capability to reroute Time Warner's traffic as noted above by March 15, 2001.

Therefore, pursuant to Section 2.07.C.5, Administrative Procedures Manual, staff requests that Docket No. 010054-TP be closed administratively.

Thank you for your attention to this matter.

WDK/anc
Attachment
cc: Division of Competitive Services (Eulwood)

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SM
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FPSC-RECORDS/REPORTING

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REPLY TO:
P.O. BOX 10095
TALLAHASSEE, FL 32302-2095

February 26, 2001

Re: Docket 010054-TP
Request for arbitration concerning complaint of Time Warner Telecom of Florida L.P. against Sprint-Florida, Incorporated for failure to provide initial responses and price quotes within 15 days.


Dear Ms. Bayo:

Time Warner Telecom of Florida, L.P. (Time Warner), and Sprint Florida, Inc. (Sprint), have agreed to temporarily rerouting Time Warner's traffic from the Maitland and Winter Park local offices through the Altamonte Springs local office until Sprint provisions Time Warner's requests for cageless physical collocation at the Maitland and Winter Park local offices. Sprint has committed to provide transport capability to reroute Time Warner traffic from the Maitland and Winter Park local offices via Altamonte Springs by March 15, 2001. (See attached e-mail)

Time Warner considers this agreement a satisfactory temporary resolution of the Complaint filed by Time Warner against Sprint on January 12, 2001. Accordingly, Time Warner withdraws its Complaint with the understanding that Sprint will provide transport capability to reroute traffic from the Maitland and Winter Park local offices via Altamonte Springs by March 15, 2001.

Please contact me if you have any questions or concerns.

Respectfully,



Karen M. Camechis

KC/kmc

cc: Susan Masterton, Sprint Florida, Inc.
Lenny Fulwood, Commission Staff

DOCUMENT NUMBER DATE

02682 FEB 27 01

FOR RECORD REPORTING

From: <susan.masterton@mail.sprint.com>
To: <carolyn.marek@twtelecom.com>, <karen@penningtonlawfirm.com>, <pete@penningtonlawfirm.com>
Date: 2/23/01 4:29PM
Subject: Time Warner

Sprint has considered the policy implications of the proposed temporary rerouting of Time Warner's traffic from the Maitland and Winter Park local offices through the Altamonte Springs local office until Sprint can provision Time Warner's requests for cageless physical collocation at the Maitland and Winter Park local offices and has determined that this is the optimal temporary solution to meet Time Warner's customer needs and resolve its complaint against Sprint (filed January 12, 2001, in Docket #010054-TP). Sprint stresses that it is able to offer this temporary solution to Time Warner in resolution of the complaint because of the uniqueness of the situation, including several factors that make implementation of the rerouting alternative technically possible.

Sprint's commitment and the provisioning time frames are based on the forecast information provided by Time Warner, which was at the DS3 level. Under this proposal, Sprint will absorb the costs of hauling the traffic at the DS3 level and the costs of rerouting the traffic back to Time Warner's collocation sites at Maitland and Winter Park when the provisioning of collocation at these sites is complete. Sprint commits to provide transport capability to reroute Time Warner traffic from the Maitland and Winter Park local offices via Altamonte Springs by March 15, 2001. Sprint understands that the rerouting solution is for growth only and that Time Warner will not use the arrangement to load manage existing traffic between the offices. In addition, Time Warner understands that any interconnection charges it incurs that would be normally associated with collocation at the Maitland and Winter Park offices will be borne by Time Warner.

Sprint will continue to expeditiously complete the power and connectivity work necessary for the provisioning of Time Warner's requests for physical collocation at the Maitland and Winter Park offices, in accordance with the dates set forth in Sprint's Motion for Temporary Waiver at the Maitland office (Docket #010122-TL) and Request for Extension of Time at the Winter Park office (Docket #010121-TL) and will work to improve these dates if possible. Sprint emphasizes that its offer to provision the rerouting of Time Warner's traffic is temporary and will terminate 30 days after Sprint turns physical collocation space over to Time Warner at the Maitland and Winter Park local offices.

The parties also discussed another temporary power solution for provisioning collocation at the Winter Park office and Sprint has previously provided information regarding the estimated time frame under that alternative. However, it is Sprint's belief that the traffic

rerouting solution is the most viable option because it can be done in the shortest time frame without the risk of overloading the power requirements at the Winter Park local office.

It is Sprint's understanding that its provisioning of this temporary solution as proposed herein will address the issues in Time Warner's complaint and that upon Time Warner's acceptance of Sprint's proposal Time Warner will dismiss that complaint.

As soon as Sprint receives a response from Time Warner indicating acceptance

of Sprint's proposal, Sprint will begin the activities necessary for implementation.

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