

VOTE SHEET

MARCH 10, 1998

RE: DOCKET NO. 971478-TP - Complaint of WorldCom Technologies, Inc. against BellSouth Telecommunications, Inc. for breach of terms of Florida Partial Interconnection Agreement under Sections 251 and 252 of the Telecommunications Act of 1996, and request for relief.

Issue 1: Should the Commission grant the petition of Intermedia for leave to intervene in this proceeding?

Recommendation: No. The complaint to be resolved by the Commission in this proceeding is one that arises from a dispute concerning the interpretation of a provision of the MFS-BellSouth interconnection agreement, an agreement that the Commission approved pursuant to the Telecommunications Act of 1996. Intermedia is not a party to that agreement and therefore should not be permitted to intervene.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

[Handwritten signatures in majority column]

Susan J. Clark

[Signature]

[Signature]

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

03074 MAR 11 88

FPSC-RECORDS/REPORTING

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(Continued from previous page)

Issue 2: Does the MFS and BellSouth Florida Partial Interconnection Agreement require BellSouth to pay WorldCom reciprocal compensation for the transport and termination of telephone exchange service local traffic that is handed off by BellSouth to WorldCom for termination with telephone exchange service end users that are Internet Service Providers or Enhanced Service Providers?

Recommendation: Yes. BellSouth should be required to pay WorldCom reciprocal compensation for the transport and termination of telephone exchange service local traffic that is handed off by BellSouth to WorldCom for termination with telephone exchange service end users that are Internet Service Providers or Enhanced Service Providers under the terms of the MFS and BellSouth Florida Partial Interconnection Agreement. Traffic that is terminated on a local dialed basis to Internet Service Providers or Enhanced Service Providers should not be treated differently from other local dialed traffic.

*on their own motion, the Commissioners
Voted to go to hearing on the issues within
Issue 2.*

Issue 3: Should BellSouth be required to compensate WorldCom with interest for all BellSouth originated traffic terminated by WorldCom to Internet Service Providers or Enhanced Service Providers that has been billed as of the date of the Commission's decision?

Recommendation: If the Commission approves staff's recommendation in Issue 2, the Commission should require BellSouth to compensate WorldCom according to Section 30 of the parties' interconnection agreement for all BellSouth originated traffic terminated by WorldCom to Internet Service Providers or Enhanced Service Providers that has been billed as of the date of the Commission's vote, with payment to ^{be} made within three working days of that vote.

MODIFIED

*mechanism in place in agreement
will be activated to require BellSouth
to establish an escrow account, with
funds paid in to cover entire period of dispute.*

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(Continued from previous page)

Issue 4: Should this docket be closed?

Recommendation: Yes. This docket should be closed if no person whose substantial interests are substantially affected by the proposed actions files a protest within the 21-day protest period.

DENIED

Docket will remain open to hold hearing.