

10:03 7/17

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ORIGINAL  
FILE COPY

July 15, 1994

Mrs. Blanca S. Bayo  
Director, Division of Records and Reporting  
Florida Public Service Commission  
101 East Gaines Street  
Tallahassee, Florida 32301

Re: Docket No. 931074-TP

Dear Mrs. Bayo:

Enclosed please find an original and fifteen copies of BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company's Supplemental Testimony of David B. Denton to be filed in the above mentioned docket for the Commission's consideration.

A copy of this letter is enclosed. Please indicate on the copy that the original was filed and return the copy to me. Copies have been served on the parties shown on the attached Certificate of Service.

- ACK
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMT *Reith, W...*
- CTR \_\_\_\_\_
- ENC \_\_\_\_\_
- LES *Conyers* \_\_\_\_\_
- LIN *Lyons* \_\_\_\_\_
- OTH \_\_\_\_\_

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Sincerely,  
*Mary Jo Peed*  
Mary Jo Peed (PW)

cc: H. R. Anthony  
A. M. Lombardo  
R. Douglas Lackey  
All Parties noted on Certificate of Service

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**CERTIFICATE OF SERVICE**  
**Docket No. 921074-TP**

I HEREBY CERTIFY that a copy of the foregoing has been furnished by United States Mail this 15<sup>th</sup> day of July, 1994, to:

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*Mary So Peed*  

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*(PW)*

ORIGINAL  
FILE COPY

1 SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY  
2 SUPPLEMENTAL TESTIMONY OF  
3 DAVID B. DENTON BEFORE THE  
4 FLORIDA PUBLIC SERVICE COMMISSION  
5 DOCKET NO. 921074-TP  
6 JULY 15, 1994  
7  
8

9 Q. WILL YOU PLEASE STATE YOUR NAME AND BUSINESS  
10 ADDRESS?  
11

12 A. I AM DAVID B. DENTON. MY BUSINESS ADDRESS IS 675  
13 WEST PEACHTREE STREET, ATLANTA, GEORGIA.  
14

15 Q. ARE YOU THE SAME DAVID B. DENTON WHO FILED DIRECT  
16 TESTIMONY IN THIS DOCKET ON MAY 23, 1994, AND WHO  
17 FILED REBUTTAL TESTIMONY ON JUNE 27, 1994?  
18

19 A. YES.  
20

21 Q. WHAT IS THE PURPOSE OF THIS SUPPLEMENTAL DIRECT  
22 TESTIMONY?  
23

24 A. THE PURPOSE OF THIS SUPPLEMENTAL DIRECT TESTIMONY  
25 IS TO RESPOND TO AN ISSUE CONCERNING THE EFFECT OF

1 THE RECENT UNITED STATES COURT OF APPEALS DECISION  
2 REGARDING PHYSICAL COLLOCATION THAT WAS ADDED TO  
3 THE ISSUES TO BE CONSIDERED BY THE COMMISSION IN  
4 THIS DOCKET.

5

6 Q. SHOULD THE COMMISSION MODIFY THE PHASE I ORDER IN  
7 LIGHT OF THE DECISION OF THE UNITED STATES COURT OF  
8 APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT?

9

10 A. YES. AS YOU KNOW, THE FCC ORDERED THE LOCAL  
11 EXCHANGE COMPANIES (LECs) TO ALLOW PHYSICAL  
12 INTERCONNECTIONS IN THEIR CENTRAL OFFICES BY OTHER  
13 TELECOMMUNICATIONS PROVIDERS. THIS ORDER WAS  
14 APPEALED BY THE LECs, AND ON JUNE 10, 1994, THE  
15 UNITED STATES CIRCUIT COURT OF APPEALS FOR THE  
16 DISTRICT OF COLUMBIA CIRCUIT VACATED THE FCC'S  
17 MANDATE OF PHYSICAL COLLOCATION AND REMANDED THE  
18 VIRTUAL COLLOCATION PORTIONS OF THE FCC'S ORDER.  
19 THIS COMMISSION SHOULD MODIFY ITS PHASE I ORDER IN  
20 LIGHT OF THE COURT OF APPEALS DECISION.

21

22 IT HAS BEEN SOUTHERN BELL'S POSITION THROUGHOUT  
23 THIS DOCKET THAT THE COMMISSION SHOULD ALLOW THE  
24 LECs THE OPTION TO PROVIDE EITHER PHYSICAL OR  
25 VIRTUAL COLLOCATION. THE COMMISSION SHOULD NOT

1 MANDATE EITHER FORM OF EXPANDED INTERCONNECTION.  
2 SOUTHERN BELL'S POSITION HAS NOT CHANGED. AT THE  
3 SAME TIME, I BELIEVE THAT THE FEDERAL COURT  
4 DECISION MAKES IT CLEAR THAT THIS COMMISSION CANNOT  
5 REQUIRE PHYSICAL COLLOCATION. THEREFORE, THIS  
6 COMMISSION SHOULD MODIFY ITS PHASE I ORDER TO  
7 PROVIDE FOR THE LEC TO CHOOSE THE FORM OF EXPANDED  
8 INTERCONNECTION TO OFFER IN EACH CASE.

9

10 Q. DO YOU WANT TO SUPPLEMENT YOUR DIRECT TESTIMONY  
11 FILED IN PHASE II OF THIS DOCKET IN LIGHT OF THE  
12 COURT OF APPEALS JUNE 10, 1994 DECISION?

13

14 A. YES. I WANT TO REITERATE THAT SOUTHERN BELL IS NOT  
15 OPPOSED TO EXPANDED INTERCONNECTION, EITHER FOR  
16 SPECIAL OR SWITCHED ACCESS SERVICES. THIS  
17 COMMISSION SHOULD REACH A RESULT IN PHASE II FOR  
18 SWITCHED ACCESS COLLOCATION THAT IS THE SAME AS THE  
19 RESULT SOUTHERN BELL ADVOCATED IN PHASE I, AND THAT  
20 IS CONSISTENT WITH THE COURT OF APPEALS DECISION.

21

22 AS I TESTIFIED IN BOTH PHASE I OF THIS DOCKET AND  
23 EARLIER IN PHASE II, IT IS IMPORTANT THAT THERE BE  
24 A GREAT DEGREE OF CONSISTENCY BETWEEN THE  
25 INTERSTATE AND INTRASTATE JURISDICTIONS AS TO

1 EXPANDED INTERCONNECTION. AT ITS OPEN MEETING ON  
2 JULY 14, 1994, THE FCC ADOPTED AN ORDER THAT, IN  
3 THE ABSENCE OF PHYSICAL COLLOCATION, THE LECs ARE  
4 TO PROVIDE EXPANDED INTERCONNECTION THROUGH VIRTUAL  
5 COLLOCATION TARIFFS TO BE FILED SEPTEMBER 1, 1994  
6 AND EFFECTIVE DECEMBER 15, 1994. THIS COMMISSION  
7 SHOULD CONSIDER THAT ORDER IN MAKING ITS DECISION.

8

9 Q. DOES THIS CONCLUDE YOUR SUPPLEMENTAL TESTIMONY?

10

11 A. YES IT DOES.

12

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