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ORIGINAL
FILE COPY

July 27, 1994

Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32399-0850

Re: Docket Nos. 921074-TP, 930955-TL, 940014-TL, 940020-TL,
931196-TL & 940190-TL

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket on behalf of the Citizens of the State of Florida are the original and 15 copies of the Citizens' Prehearing Statement.

Please indicate the time and date of receipt on the enclosed duplicate of this letter and return it to our office.

- ACK
- AFA _____
- APP _____
- CAF _____
- CMI *Beith*
- CTR _____
- EAG _____
- LEG *Canzano*
- LIN *4*
- OPC _____
- RCH _____
- SEC *1*
- WAS _____
- OTH _____

Sincerely,

Charles J. Beck

Charles J. Beck
Deputy Public Counsel

Enclosures

RECEIVED & FILED

JD
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

07612 JUL 27 1994

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Expanded Interconnection)
Phase II and Local Transport)
Restructure)

Docket No. 921074-TP
Docket No. 930955-TL
Docket No. 940014-TL
Docket No. 940020-TL
Docket No. 931196-TL
Docket No. 940190-TL
Filed: July 27, 1994

CITIZENS' PREHEARING STATEMENT

The Citizens of Florida ("Citizens"), by and through Jack Shreve, Public Counsel, file this Prehearing Statement pursuant to Commission order no. PSC-94-0277-PCO-TP issued March 10, 1994.

Witnesses

The Citizens do not have a witness.

Exhibits

The Citizens have no exhibits to identify at this time.

Statement of Basic Position

The Citizens wish to hear and consider all evidence from the hearing before taking an overall position in this case.

Issues and positions

Issue 1. How is switched access provisioned and priced today?

Citizens' Position: No position.

Issue 2. How is local transport structured and priced today?

Citizens' Position: No position.

Issue 3. Under what circumstances should the Commission impose the same or different forms and conditions of expanded interconnection than the F.C.C.?

Citizens' Position: No position at this time.

Issue 4. Is expanded interconnection for switched access in the public interest?

Citizens' Position: No position at this time.

Issue 5. Is the offering of dedicated and switched services between non-affiliated entities by non-LECs in the public interest?

Citizens' Position: No position at this time.

Issue 6. Does Chapter 364, Florida Statutes, allow the Commission to require expanded interconnection for switched access?

Citizens' Position: No position at this time.

Issue 7. Does a physical collocation mandate raise federal or state constitutional questions about the taking or confiscation of LEC property?

Citizens' Position: Yes, federal courts have found mandated physical collocation to be a taking.

Issue 8. Should the Commission require physical and/or virtual collocation for switched access expanded interconnection?

Citizens' Position: No position at this time.

Issue 9. Which LEC should provide switched access expanded interconnection?

Citizens' Position: No position at this time.

Issue 10. From what LEC facilities should expanded interconnection for switched access be offered? Should expanded interconnection for switched access be required from all such facilities?

Citizens' Position: No position at this time.

Issue 11. Which entities should be allowed expanded

interconnection for switched access?

Citizens' Position: No position at this time.

Issue 12. Should collocators be required to allow LECs and other parties to interconnect with their networks?

Citizens' Position: Yes.

Issue 13. Should the Commission allow switched access expanded interconnection for non-fiber optic technology?

Citizens' Position: No position at this time.

Issue 14. Should all switched access transport providers be required to file tariffs?

Citizens' Position: No position at this time.

Issue 15. Should the proposed LEC flexible pricing plans for private line and special access services be approved?

Citizens' Position: The Commission should not allow the companies flexibility to increase any rates over those that exist today. Otherwise, the LEC's may disadvantage users located in rural areas.

Issue 16. Should the LECs proposed intrastate private line and special access expanded interconnection tariffs be approved?

Citizens' Position: No position at this time, except as stated in response to issue 15.

Issue 17. Should the LECs proposed intrastate switched access interconnection tariffs be approved?

Citizens' Position: No position at this time, except as stated in response to issue 15.

Issue 18. Should the LECs be granted additional pricing flexibility? If so, what should it be?

Citizens' Position: No position at this time, except as stated in response to issue 15.

Issue 19. Should the Commission modify its pricing and rate structure regarding switched transport service?

- a) With the implementation of switched expanded interconnection.
- b) Without the implementation of switched expanded interconnection.

Citizens' Position: No position at this time.

Issue 20. If the Commission changes its policy on the pricing and rate structure of switched transport service, which of the following should the new policy be based on:

- a) The intrastate pricing and rate structure of local transport should mirror each LEC's interstate filing, respectively.
- b) The intrastate pricing and rate structure of local transport should be determined by competitive conditions

in the transport market.

- c) The intrastate pricing and rate structure of local transport should reflect the underlying cost based structure.
- d) The intrastate pricing and rate structure of local transport should reflect other methods.

Citizens' Position: No position at this time.

Issue 21. Should the LECs proposed local transport restructure tariffs be approved? If not, what changes should be made to the tariffs?

Citizens' Position: No position at this time.

Issue 22. Should the Modified Access Based Compensation (MABC) agreement be modified to incorporate a revised transport structure (if local transport restructure is adopted) for intraLATA toll traffic between LECs?

Citizens' Position: No position at this time.

Issue 23. How should the Commission's imputation guidelines be modified to reflect a revised transport structure (if local transport restructure is adopted)?

Citizens' Position: No position at this time.

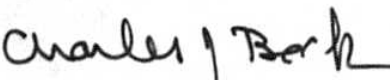
Issue 23 (a). Should the Commission modify the phase I order in light of the decision by the United States Court of Appeals for the District of Columbia Circuit?

Citizens' Position: Yes. The Commission may no longer require physical co-location.

Issue 24. Should these dockets be closed?

Citizens' Position: No position at this time.

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Attorneys for the Citizens
of the State of Florida

**CERTIFICATE OF SERVICE
DOCKET NO. 921074-TP**

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail or hand-delivery to the following parties on this 27th day of July, 1994.

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