

VOTE SHEET

DATE: August 15, 1995

RE: DOCKET NO. 921074-TP - Petition for expanded interconnection for alternate access vendors within local exchange company central offices by Intermedia Communications of Florida, Inc.

Issue 1: Recommendation that, the Commission on its own motion should reconsider its decision in Phase I regarding mandatory physical collocation so that it is consistent with the Phase II decision. The local exchange companies should be required to provide virtual collocation for private line and special access services to all interconnectors upon request. The LECs should be exempted from this requirement in offices where they opt to provide physical collocation; once space for physical collocation is exhausted, the local exchange company must provide virtual collocation. The Commission should lift the stay on the Phase I order, Order No. PSC-94-0285-FOF-TP, and revise it to require virtual collocation so that it is consistent with the decision made in Phase II.

APPROVED

COMMISSIONERS ASSIGNED: CL JN

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

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REMARKS/DISSENTING COMMENTS:

Vote Sheet
Docket No. 921074-TP
August 15, 1995

Issue 2: Recommendation that the Commission deny Southern Bell's and GTEFL's Motions for Reconsideration regarding the Commission's decision that the local exchange companies must provide mandatory physical collocation for private line and special access services. If the Commission accepts staff's recommendation for Issue 1, the portions of Southern Bell's and GTEFL's Motions for Reconsideration regarding the Commission's decision that the local exchange companies must provide mandatory physical collocation for private line and special access services are rendered moot.

APPROVED

Issue 3: Recommendation that the Commission grant Southern Bell's Motion to Strike Time Warner's Response to FCTA's Motion for Reconsideration.

APPROVED

Issue 4: Recommendation that the Commission deny GTEFL's petition for a stay of mandatory collocation pending the outcome of the federal appeal of the Federal Communication Commission's decision regarding the taking issue. GTEFL's petition for stay is rendered moot. On its own motion, the Commission stayed Order No. PSC-94-0285-FOF-TP (Phase I order) mandating physical collocation for expanded interconnection by Order No. PSC-94-1102-FOF-TP, issued September 7, 1994. Further, the Commission decided to consider the Phase I tariffs in Phase II of this docket, which effectively stays implementation of the service by Order No. PSC-94-0614-FOF-TP, issued May 23, 1994.

APPROVED

Issue 5: Recommendation that the Commission not reconsider its decision which required LECs to extend expanded interconnection under tariff to the DSO level. Also, Southern Bell should file appropriate tariff provisions regarding interconnection at the DSO level as required by Order No. PSC-94-0285-FOF-TP, when it files revisions to its special access and private line expanded interconnection tariffs.

In addition, since the Phase II order did not specify when all LECs were to file revisions to their special access and private line tariffs, all local exchange companies should file the appropriate revisions to their special access and private line expanded interconnection tariffs no later than 60 days after the Phase I reconsideration order becomes final.

APPROVED

Issue 6: Recommendation that the Commission deny Intermedia's request for clarification to extend the fresh look period from 90 days to 180 days.

APPROVED

Issue 7: Recommendation that the Commission not approve Southern Bell's request for clarification that the fresh look policy applies only to special access and not private line services. However, the Commission should clarify the ordering paragraph to state:

ORDERED that the tariffs shall contain a fresh look provision consistent with the fresh look policy adopted by the FCC. Specifically, customers with LEC special access and private line services with terms equal to, or greater than, three years, entered into on, or before, February 1, 1994, shall be permitted to switch to competitive alternatives during the 90 day period after expanded interconnection arrangements are available in a given CO...

Also, Southern Bell should file appropriate tariff provisions regarding the fresh look policy as required by Order No. PSC-94-0285-FOF-TP, within 60 days after the Phase I reconsideration order becomes final.

APPROVED

Vote Sheet
Docket No. 921074-TP
August 15, 1998

Issue 8: Recommendation that the Commission deny FCTA's Motion for Reconsideration/Clarification regarding its decision to approve some pricing flexibility on a conceptual basis and its decision to require local exchange companies to file reports regarding streamlining the contract service arrangement process. FCTA's motion should be denied on both procedural and substantive grounds.

APPROVED

Issue 9: Recommendation that the Commission not reconsider its decision to require that mandatory collocation be implemented in a checker board pattern to provide for expansion of collocated facilities. Although the Commission ordered mandatory virtual collocation instead of physical in Phase II of this docket, the checker boarding provision should still apply to virtual collocation arrangements as originally ordered in Phase I. If the local exchange company chooses to provide physical collocation, then the checker boarding provision should also apply as originally ordered.

In addition, since the Phase II order did not specify when all LECs were to file revisions to their special access and private line tariffs, all local exchange companies should file the appropriate revisions to their special access and private line expanded interconnection tariffs no later than 60 days after the Phase I reconsideration order becomes final.

APPROVED

Issue 10: Recommendation that the Commission reconsider a portion of its decision regarding the warehousing of space. The Commission should reconsider the time period that the LEC must give the interconnector to begin to use the space when the LEC chooses to provide physical collocation. An interconnector should begin to use the space within six months of the date the application is approved, or another time period agreed upon by the collocator and the LEC. In addition, the warehousing provisions should be contained in the LEC's special access, private line and switched access expanded interconnection tariffs where the LEC chooses to offer physical collocation. The remainder of Teleport's cross motion for reconsideration should be denied as being outside the record.

In addition, since the Phase II order did not specify when all LECs were to file revisions to their special access and private line tariffs, all local exchange companies should file the appropriate revisions to their special access and private line expanded interconnection tariffs no later than 60 days after the Phase I reconsideration order becomes final.

APPROVED

Issue 11: Recommendation that the Commission deny Southern Bell's Motion for Stay of Order No. PSC-94-0285-FOF-TP. Southern Bell's motion is rendered moot. By Order No. PSC-94-1102-FOF-TP, issued September 7, 1994, the Commission stayed the Phase I order until a decision had been made regarding expanded interconnection for switched access services in Phase II.

APPROVED

Issue 12: Recommendation that this docket remain open.

APPROVED