

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Consideration of BellSouth)
Telecommunications, Inc.'s entry)
into interLATA services pursuant)
to Section 271 of the Federal)
Telecommunications Act of 1996.)

Docket No. 960786-TL

**PREHEARING STATEMENT OF
COMMUNICATIONS WORKERS OF AMERICA**

COMMUNICATIONS WORKERS OF AMERICA ("CWA"), pursuant to Order Nos. PSC-96-0945-PCO-TL (Initial Order Establishing Procedure), PSC-97-0703-PCO-TL (Second Order Establishing Procedure) and FSC-97-0792-PCO-TL (Order Modifying Procedural Schedule and Issues List) and Rule 25-22.038(2), Florida Administrative Code (F.A.C.), respectfully submits the following Prehearing Statement in the above-captioned docket.

A. Witnesses

CWA does not anticipate presenting rebuttal testimony.

B. Exhibits

CWA does not intend to present exhibits.

CWA reserves the right to utilize exhibits for purposes of cross-examination.

C. Basic Position

CWA is concerned that the failure of BellSouth to comply fully with the fourteen point Competitive Checklist as found in Section 271(c)(2)(B) of the Act would adversely affect the employees CWA represents at BellSouth and other telecommunications companies, CWA's collective bargaining agreements, and the quality of services provided to the public.

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D. Issues and Positions

1.A. Has BellSouth met the requirements of section 271(c)(1)(A) of the Telecommunications Act of 1996?

CWA: CWA takes no position at this time.

(a) Has BellSouth entered into one or more binding agreements approved under Section 252 with unaffiliated competing providers of telephone exchange service?

CWA: Yes.

(b) Is BellSouth providing access and interconnection to its network facilities for the network facilities of such competing providers?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

(c) Are such competing providers providing telephone exchange service to residential and business customers either exclusively over their own telephone exchange service facilities or predominantly over their own telephone exchange service facilities?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

1.B. Has BellSouth met the requirements of section 271(c)(1)(B) of the Telecommunications Act of 1996?

CWA: No.

(a) Has an unaffiliated competing provider of the

telephone exchange service requested access and interconnection with BellSouth?

CWA: Yes.

- (b) Has a statement of terms and conditions that BellSouth generally offers to provide access and interconnection been approved or permitted to take effect under Section 252(f)?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

- 1.C. Can BellSouth meet the requirements of section 271(c)(1) through a combination of track A (Section 271(c)(1)(A)) and track B (Section 271(c)(1)(B))? If so, has BellSouth met all of the requirements of those sections?

CWA: CWA takes no position at this time.

2. Has BellSouth provided interconnection in accordance with the requirements of sections 251(c)(2) and 252(d)(1) of the Telecommunications Act of 1996, pursuant to 271(c)(2)(B)(i) and applicable rules promulgated by the FCC?

CWA: CWA takes no position at this time.

3. Has BellSouth provided nondiscriminatory access to network elements in accordance with the requirements of sections 51(c)(3) and 252(d)(1) of the Telecommunications Act of 1996, pursuant to 271(c)(2)(B)(ii) and applicable rules promulgated by the FCC?

CWA: CWA takes no position at this time.

- (a) Has BellSouth developed performance standards and measurements? If so, are they being met?

CWA: CWA takes no position at this time.

4. Has BellSouth provided nondiscriminatory access to the

poles, ducts, conduits, and rights-of-way owned or controlled by BellSouth at just and reasonable rates in accordance with the requirements of section 224 of the Communications Act of 1934 as amended by the Telecommunications Act of 1996, pursuant to 271(c)(2)(B)(iii) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

5. Has BellSouth unbundled the local loop transmission between the central office and the customer's premises from local switching or other services, pursuant to section 271(c)(2)(B)(iv) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

6. Has BellSouth unbundled the local transport on the trunk side of a wireline local exchange carrier switch from switching or other services, pursuant to section 271(c)(2)(B)(v) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

7. Has BellSouth unbundled the local switching from transport, local loop transmission, or other services, pursuant to section 271(c)(2)(B)(vi) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

8. Has BellSouth provided nondiscriminatory access to the following, pursuant to section 271(c)(2)(B)(vii) and applicable rules promulgated by the FCC?

(a) 911 and E911 services;

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

(b) directory assistance services to allow the other telecommunications carrier's customers to obtain telephone numbers; and,

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

(c) operator call completion services?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

9. Has BellSouth provided white pages directory listings for customers of other telecommunications carrier's telephone exchange service, pursuant to section 271(c)(2)(B)(viii) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

10. Has BellSouth provided nondiscriminatory access to telephone numbers for assignment to the other telecommunications carrier's telephone exchange service

customers, pursuant to section 271(c)(2)(B)(ix) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

11. Has BellSouth provided nondiscriminatory access to databases and associated signaling necessary for call routing and completion, pursuant to section 271(c)(2)(B)(x) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

12. Has BellSouth provided number portability, pursuant to section 271(c)(2)(B)(xi) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

13. Has BellSouth provided nondiscriminatory access to such services or information as are necessary to allow the requesting carrier to implement local dialing parity in accordance with the requirements of section 251(b)(3) of the Telecommunications Act of 1996, pursuant to section 271(c)(2)(B)(xii) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

14. Has BellSouth provided reciprocal compensation arrangements in accordance with the requirements of

section 252(d)(2) of the Telecommunications Act of 1996, pursuant to section 271(c)(2)(B)(xiii) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

15. Has BellSouth provided telecommunications services available for resale in accordance with the requirements of section 251(c)(4) and 252(d)(3) of the Telecommunications Act of 1996, pursuant to section 271(c)(2)(B)(xiv) and applicable rules promulgated by the FCC?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

(a) Has BellSouth developed performance standards and measurements? If so, are they being met?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

16. By what date does BellSouth propose to provide interLATA toll dialing parity throughout Florida, pursuant to section 271(e)(2)(A) of the Telecommunications Act of 1996?

CWA: CWA does not have sufficient information to respond to this issue. However, BellSouth carries the burden to affirmatively demonstrate that it has satisfied each requirement of the Competitive Checklist in Section 271(c)(1)(B) of the Act.

17. If the answer to issues 2-15 is "yes", have those requirements been met in a single agreement or through a combination of agreements?

CWA: CWA takes no position at this time.

18. Should this docket be closed?

CWA: CWA takes no position at this time.

E. STIPULATIONS

CWA is not a party to any stipulations at this time.

F. PENDING MOTIONS

CWA has pending its Petition to Intervene and Motion To Accept Late Prehearing Statement.

G. OTHER REQUIREMENTS

CWA believes that this Prehearing Statement is fully responsive to the requirements of the above-stated procedural orders and Rule 25-22.038(2), Florida administrative Code

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the Prehearing Statement of Communications Workers of America was furnished by U. S. Mail to the following this 21st day of August, 1997:

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