



Marceil Morrell**
Area Vice President & Associate General Counsel-
Regional Operations (East)

Anthony P. Gillman**
Assistant General Counsel

Attorneys*
Kimberly Caswell
M. Eric Edgington
Ernesto Mayor, Jr.

GTE SERVICE CORPORATION

One Tampa City Center
201 North Franklin Street (33602)
Post Office Box 110, FLTC0007
Tampa, Florida 33601-0110
813-483-2606
813-204-8870 (Facsimile)

* Licensed in Florida
** Certified in Florida as Authorized House Counsel

March 25, 1998

Ms. Blanca S. Bayo, Director
Division of Records & Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

980407-7P

Re: Docket No.
Petition for Approval of Interconnection Agreement

Dear Ms. Bayo:

Please find enclosed for filing a revised original and five copies of GTE Florida Incorporated's Petition for Approval of Interconnection Agreement with Aerial Communications, Inc. Revisions have been made to correct inaccuracies in the Petition. Please replace only the original Petition and the copies previously filed with the enclosed revised version. Additional copies of the Interconnection Agreement itself are not being provided. Service has been made as indicated on the Certificate of Ser-

vice. If there are any questions regarding this matter, please contact me at (813) 483-2617.

Very truly yours,

Kimberly Caswell

Kimberly Caswell

KC:tas

Enclosures

c. Stan Greer, FPSC - VIA FACSIMILE

Jack Whitley, Aerial Communications, Inc. - VIA FACSIMILE

A part of GTE Corporation

FPSC-BUREAU OF RECORDS

DOCUMENT

03499 MAR 25 88

WAS

OTH

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Approval of Interconnection)
Agreement between GTE Florida Incorporated)
and Aerial Communications, Inc.)

Docket No. 980407-7P
Filed: March 23, 1998

**PETITION OF GTE FLORIDA INCORPORATED
FOR APPROVAL OF INTERCONNECTION AGREEMENT WITH
AERIAL COMMUNICATIONS, INC.**

GTE Florida Incorporated (GTEFL) files this petition before the Florida Public Service Commission seeking approval of an interconnection agreement which GTEFL has entered with Aerial Communications, Inc. (Aerial). In support of this petition GTEFL states:

1. The United States Congress recently passed legislation amending the Communications Act of 1934. This act, referred to as the Telecommunications Act of 1996, requires that any "interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission." *Telecommunications Act of 1996, §252(e)*.

2. To GTEFL's knowledge, Aerial is solely a wireless carrier which has not been certified by this Commission, but which is authorized to provide service by the FCC. GTEFL is thus obliged to provide services under this agreement.

3. Under the federal act, interconnection/resale agreements can be rejected by the state commission only if the commission finds that the agreement (or any portion thereof) discriminates against a telecommunications carrier not a party to the agreement.

or if the implementation of that agreement is not consistent with the public interest, convenience and necessity.

4. The agreement with Aerial (attached hereto as Attachment A) does not discriminate against other similarly situated carriers and is also consistent with the public interest, convenience and necessity. As such, GTEFL seeks approval of the agreement from the Commission as required by the federal statutes noted above

WHEREFORE, GTEFL respectfully requests that the Commission approve the attached interconnection agreement entered with Aerial and that GTEFL be granted all other relief proper under the circumstances

Respectfully submitted on March 23, 1998

By.



Kimberly Caswell
Anthony P. Gillman
P. O. Box 110, FLTC0007
Tampa, Florida 33601-0110
Telephone No (813) 483-2617

Attorneys for GTE Florida Incorporated

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of GTE Florida Incorporated's revised Petition For Approval of Interconnection Agreement with Aerial Communications, Inc was sent via U. S. mail on March 25, 1998 to

Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Aerial Communications, Inc
Attention: Vice President, Engineering & Operations
8410 W Bryn Mawr Avenue, Suite 1100
Chicago, IL 60631

Aerial Communications, Inc
Attention Director - External Affairs
8410 W Bryn Mawr Avenue, Suite 1100
Chicago, IL 60631



Kimberly Caswell

STATE OF FLORIDA

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
J. TERRY DEASON
SUSAN F. CLARK
JOE GARCIA
E. LEON JACOBS, JR.



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

March 25, 1998

Kimberly Caswell, Attorney
GTE Florida Incorporated
Post Office Box 110
Tampa, Florida 33601-0110

Re: Docket No. 980407-TP

Dear Ms. Caswell:

This will acknowledge receipt of a petition by GTE Florida Incorporated for approval of interconnection agreement with Aerial Communications, Inc., which was filed in this office on March 23, 1998 and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6078 or FAX (850) 413-6079.

Division of Records and Reporting
Florida Public Service Commission