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Legal Department

NANCY B. WHITE  
Assistant General Counsel-Florida

22 SEP 17 PM 4:53

BellSouth Telecommunications, Inc.  
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Room 400  
Tallahassee, Florida 32301  
(305) 347-5558

RECORDS AND  
REPORTING

September 17, 1998

Mrs. Blanca S. Bayó  
Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Docket No. 980800-TP (Supra Collocation)

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Prehearing Statement which we ask that you file in the captioned docket.

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

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*ABJ*  
FPSC BUREAU OF RECORDS

Sincerely,

*Nancy B. White*  
Nancy B. White (M)

- ACK
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMI *Savanya*
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG 1
- LIN 3
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC 1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

cc: All parties of record  
A. M. Lombardo  
R. G. Beatty  
William J. Ellenberg II

DOCUMENT NUMBER-DATE

10259 SEP 17 88

FPSC-RECORDS/REPORTING

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Emergency Relief of Supra ) Docket No. 980800-TP  
Telecommunications and Information )  
Systems, Inc., Against BellSouth )  
Telecommunications, Inc. )  
\_\_\_\_\_ ) Filed: September 17, 1998

**PREHEARING STATEMENT OF BELLSOUTH TELECOMMUNICATIONS, INC.**

BellSouth Telecommunications, Inc. ("BellSouth"), in compliance with the Order Establishing Procedure (Order No. PSC-98-1219-PCO-TP), issued on September 16, 1998, hereby submits its Prehearing Statement for Docket No. 980800-TP.

**A. Witnesses**

BellSouth proposes to call the following witnesses to offer testimony on the issues in this docket:

<b><u>Witness</u></b>	<b><u>Issue(s)</u></b>
David Thierry (Direct and Rebuttal)	1,3(b), 3(c), and 5
James D. Bloomer (Direct and Rebuttal)	2 and 3
Jerome Rubin (Rebuttal)	3
Guy J. Ream (Rebuttal)	3
T. Wayne Mayes (Direct)	4
W. Keith Milner (Direct and Rebuttal)	2, 3(a), 4, and 5

BellSouth reserves the right to call additional witnesses, witnesses to respond to Commission inquiries not addressed in direct or rebuttal testimony and witnesses to address issues not presently designated that may be designated by the Prehearing Officer at the prehearing conference to be held on September 28, 1998. The time for

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filing rebuttal testimony has been extended to September 18, 1998. BellSouth has listed the witnesses for whom BellSouth believes testimony will be filed, but reserves the right to supplement that list if necessary.

**B. Exhibits**

David Thierry	DT-1	Collocation Agreement Between BellSouth and Supra
	DT-2	E-mail dated May 6, 1998 from Nancy Nelson to David Nilson
James D. Bloomer	JDB-1	Space Assessment Work Sheet (Blank)
	JDB-2	Space Assessment Work Sheet (Golden Glades)
	JDB-3	Golden Glades Floor Plan
	JDB-4	Space Assessment Work Sheet (West Palm Beach Gardens)
	JDB-5	West Palm Beach Gardens Floor Plan
Jerome Rubin	Unknown at this time	
Guy T. Ream	Unknown at this time	
T. Wayne Mayes	TWM - 1	General Description of Permit Routing
	TWM - 2	Intervals for Obtaining Permits in Florida

W. Keith Milner	WKM - 1	July 14, 1998 letter from M. B. Cathey to O. A. Ramos
	WKM - 2	August 17, 1998 letter from Suzanne Summerlin to Nancy White and Mary Jo Peed
	WKM - 3	August 21, 1998 letter from Nancy White to Suzanne Summerlin
	WKM - 4	August 21, 1998 letter from Mary Jo Peed to Suzanne Summerlin

BellSouth reserves the right to file exhibits to any testimony that may be filed under the circumstances identified in Section "A" above. BellSouth also reserves the right to introduce exhibits for cross-examination, impeachment, or any other purpose authorized by the applicable Florida Rules of Evidence and Rules of this Commission.

**C. Statement of Basic Position**

Because the overall purpose of the 1996 Act is to open telecommunications markets to competition, facilities, such as collocation, are available as a result of the obligations imposed upon BellSouth under Sections 251 and 252 and as a result of this Commission's orders in the arbitration proceedings between BellSouth and certain Alternative Local Exchange Carriers (ALECs). BellSouth has worked in good faith to fulfill its obligations. BellSouth has provided 13 physical collocation arrangements and 92 virtual collocation arrangements to ALECs in Florida, all of them in a non-discriminatory fashion by following consistent and well-established policies. Contrary to

any assertion by Supra, BellSouth's treatment of Supra's collocation requests has been nondiscriminatory and consistent with all state and federal rules and regulations and with the BellSouth-Supra Collocation Agreement.

**D. BellSouth's Position on the Issues**

**Issue 1: Is BellSouth required to provide physical collocation in the Golden Glades and West Palm Beach Gardens central offices pursuant to the Collocation Agreement between BellSouth and Supra?**

Position: No. The BellSouth-Supra Collocation Agreement requires BellSouth to provide physical collocation only in those offices where BellSouth has space available.

**Issue 2: What factors should be considered in determining if there is adequate space for Supra in the Golden Glades and West Palm Beach Gardens central offices?**

Position: Factors such as the existing building configuration; space usage and forecasted demand; building code regulations and local regulations all affect space allocation and availability for physical collocation.

**Issue 3: Is there sufficient space to permit physical collocation for Supra in the Golden Glades and West Palm Beach central offices?**

**A. If so, should Supra's request for physical collocation in the Golden Glades and West Palm Beach Gardens central offices be granted?**

**B. If not, what obligation, if any, does BellSouth have under the Collocation Agreement to make space available at these two central offices to permit physical collocation by Supra?**

**C. If there is an obligation to make space available to Supra, how should the costs be allocated?**

Position: No. There is insufficient space at these offices for physical collocation.

(a) No.

(b) None. When space is not available for physical collocation, BellSouth is required to offer virtual collocation to an ALEC.

(c) There is no obligation to make space available for Supra.

**Issue 4: In what time frame is BellSouth required to provide physical collocation to Supra pursuant to the Collocation Agreement?**

Position: The Commission set a three month guideline for the provision of physical collocation in an arbitration proceeding between BellSouth and AT&T and MCI. BellSouth has attempted to negotiate time periods on a per request basis as indicated by the Commission.

**Issue 5: Pursuant to the Collocation Agreement, what telecommunications equipment can and what telecommunications equipment cannot be physically collocated by Supra in BellSouth's central offices?**

Position: The BellSouth-Supra Collocation Agreement allows Supra to place only equipment authorized by BellSouth and by Federal or State regulators. BellSouth permits the placement of equipment in physical collocation arrangements where such equipment is used for providing telecommunications services.

**E. Stipulations**

None.

**F. Pending Motions**

BellSouth's Motion to Strike, filed on September 9, 1998.

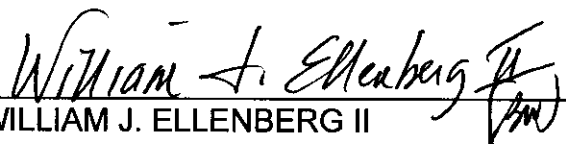
**G. Other Requirements**

None.

Respectfully submitted this 17th day of September, 1998.

BELLSOUTH TELECOMMUNICATIONS, INC.

  
\_\_\_\_\_  
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\_\_\_\_\_  
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(404)335-0711

**CERTIFICATE OF SERVICE**  
**Docket No. 980800-TP**

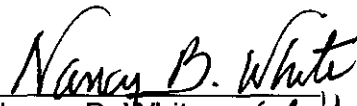
I HEREBY CERTIFY that a true and correct copy of the foregoing was served by  
Federal Express this 17th day of September, 1998 to the following:

Beth Keating, Esq.  
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Amanda Grant  
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Nancy B. White (for)