STATE OF FLORIDA

COMMISSIONERS: LILA A. JABER, CHAIRMAN J. TERRY DEASON BRAULIO L. BAEZ RUDOLPH "RUDY" BRADLEY CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Hublic Service Commission

October 16, 2003

Tracy W. Hatch, Esquire Messer, Caparello and Self Post Office Box 1876 Tallahassee, Florida 32302-1876 FPSC, CLK - CORRESPONDENCE

Administrative Parties Consumer

DOCUMENT NO.14482-03

DISTRIBUTION:

Re: Return of Confidential Document to the Source, Docket No. 020738-TP

Dear Ms. Hatch:

Commission staff have advised that Confidential Document No. 12570-02, filed on behalf of AT&T Communications of the Southern States, Inc. can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning this matter.

Sincerely,

14

Kay Flynn, Chief Bureau of Records and Hearing Services

KF:mhl Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement Lee Fordham, Office of the General Counsel

SIGNED FOR BY Um Base to DATE 10/23/03

Section 1 - Bureau of Records and Hearin vices Completes

Docket No. <u>020</u>	738-TP		Date Doc	keted	07/1	6/2002 Title:	Petition k	by AT&T	Commur	nicat	ions	s of	the	Sout	thern	States	s, LLC	
BellS	Commun outh Te	icatio	ons of the nmunicatio	South	ern St	ates, LLC d/ ates, LLC d/	for susper Telecommur No. FL2002 Telecommur Communicat Statutes.	nicatio 2-01 fo nicatio	ons, Ind or alleg ons Act	c.'s ged v of 1	Swit tiola	tched ation	d Accord	ess the	Cont e he Fe	deral	ariff	
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Section 1 - Bureau of Records and Hearing Se. .ces Completes

PSC/CCA015-C (Rev. 01/02)

Docket No. <u>020</u>)738-TP		ate Do	ocketed:	07/16/	<u>2002</u> Title:	Petition by AT	T&T Communications of the Son and cancellation of BellSo	uthern States	, LLC
Bells	Communic South Tel	ations ecommu	of thunicati	ne South	ern Stat	es, LLC d/ es, LLC d/	Telecommunicat No. FL2002-01 Telecommunicat	tions, Inc.'s Switched Acces for alleged violations of t tions Act of 1996, rules of Commission, and Chapter 36	s Contract Ta he the Federal	riff
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Initials: OPR Sta	ff Counse	el				39.				
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* COMPLETED EVENTS

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Section 1 - Bureau of Records and Hearing &

PSC/CCA015-C (Rev. 01/02)

Petition by AT&T Communications of the Southern States, LLC for suspension and cancellation of BellSouth Telecommunications, Inc.'s Switched Access Contract Tariff Docket No. 020738-TP Date Docketed: 07/16/2002 Title: Company: AT&T Communications of the Southern States, LLC d/ No. FL2002-01 for alleged violations of the Telecommunications Act of 1996, rules of the Federal Communications Commission, and Chapter 364, Florida AT&T Communications of the Southern States, LLC d/ BellSouth Telecommunications, Inc. Statutes. Official Filing Date: Last Day to Suspend: Expiration: AUS CAF CCA (CMP) ECR EXT GCL MMS PIF Referred to: ("()" indicates OPR) Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770 Program/Module A4(b) Staff Assignments Current CASR revision level Due Dates OPR Staff M Barrett, J Gilchrist Previous Current Staff Recommendation 09/19/200 2. Agenda NONE 10/01/2002 10/21/2002 11/21/2002 Standard Order NONE 09/05/2002 4. Close Docket or Revise CASR Staff Counsel L Fordham 6 OCRs (MMS) S Ollila 8. 9 10. 11. 12 13. 14. 15 16. 17 18. 19 20 21 22 23 24. 25 26 27. 28. 29. 30. 31 Recommended assignments for hearing and/or deciding this case: 32 33 34 Full Commission X Commission Panel Hearing Examiner 35 Staff 36 Date filed with CCA: 09/05/2002 37 38. 39 Initials: OPR Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer Staff Commissioners Hrg. Commissioners **ADM** Exam PL PL BD JB BD ALL JB DS BZ DS ΒZ X Χ Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Approved: Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case. Date: 09/06/2002

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Docket No. 02	20738-TP	[Date Dock	keted:	07/16/	<u>/2002</u> Title	: Petition by AT	T&T Communication and cancellati	ons of the Sout	hern States, h	LLC
Be1	「Communic South Tel	cations lecommu	s of the unication	South	ern Stat	tes, LLC d/ tes, LLC d/	Telecommunicat No. FL2002-01 Telecommunicat	tions, Inc.'s Sw for alleged vic tions Act of 199 s Commission, an	ritched Access plations of the PG, rules of th	Contract Tar e Federal	iff
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PSC/CCA015-C (Rev. 01/02)

Section 1 - Bureau of Records and Hearing

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Section 1 - Bureau of Records and Hearing

PSC/CCA015-C (Rev. 01/02)

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Section 1 - Bureau of Records and Hearing

PSC/CCA015-C (Rev. 01/02)

Docket No.	02073	8-TP	Dat	e Dock	eted:	07/16	<u>/2002</u> Title:	Petition by	AT&T Commu	nication	s of the S	outhern States	i. LLC	
, , , ,	AT&T Cor	mmunica	ations o ations o ecommuni	f the	South	ern Sta	tes, LLC d/ tes, LLC d/	for suspensi Telecommunic No. FL2002-0 Telecommunic Communicatio Statutes.	cations, In Ol for alle cations Act	eged viol of 1996	tched Acce ations of , rules of	ss Contract Ta the the Federal	ariff	
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OPR Staff	M	Barret	tt, J Gi	lchris	t		Current CASI	4	761				S Current	
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Staff Couns	sel L	Fordha	am				6.						-	-
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Case Scheduling/Rescheduling Advice

Last Revised 01/15/2003 at 09:32 Printed on 01/23/2003 at 11:05

Page 1 of 1

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From: Office of	Chairman Lila Ja	aber												
Docket Number	: 020738-TP													
Petition by AT&T Communications of the Southern States, LLC for suspension and cancellation of BellSouth Telecommunications, Inc.'s Switched Access Contract Tariff No. FL2002-01 for alleged violations of the Telecommunications Act of 1996, rules of the Federal Communications Commission, and Chapter 364, Florida Statutes. 1. Schedule Information Event Former Date New Date Location Time														
EventFormer DateNew DateLocationTimePrehearing Conference04/14/2003Tallahassee, Room 1481:30 PM - 3:00 PM														
Prehearing Conf	erence		04/14/2003	Tallahassee, Room 148	1:30 PM - 3:00 PM									
Hearing			05/12/2003	Tallahassee, Room 148	9:30 AM - 5:00 PM									
		,												
2. Hearing/Preh	earing Assignme	ent Informatio	n											
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Remarks:														

PSC/JBE 8 (01/2002)

CCS Form Number: 020738-TP-00001-001

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Section 1 - Bureau of Records and Hearing S

Docket No. <u>02</u>	0738-TP		Date Docke	eted:	07/16/	<u>/2002</u> Ti	tle:	Petition by A for suspension	T&T Communi	cations of th	e South	ern States	, LLC
	Communic	ation	s of the S s of the S unications	Southe	ern Stat		d/ d/	Telecommunica No. FL2002-01 Telecommunica Communication Statutes.	tions, Inc. for allege tions Act o	's Switched A ed violations of 1996, rules	ccess Co of the of the	Federal	riff
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Staff Counsel	L Fordh	nam				6. Not 7. Pre	cice of	Prehearing a	nd Hearing			NONE NONE	04/02/2003 04/14/2003
OCRs (MMS)						8. Tra	anscrip	ot of Preheari				NONE NONE	04/28/2003 04/30/2003
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Section 1 - Bureau of Records and Hearing School ces Completes

Docket No. 0	20738-TP		Date Docke	eted:	07/16/	<u>/2002</u> T	itle:	Petition b for susper	y AT&T	Comm	nunica	ations	of t	he Sou	ıthern States ıth	, LLC	
	Communi	cation	ns of the S ns of the S nunications	South	ern Stat	tes, LLC tes, LLC	d/ d/	Felecommur No. FL2002 Felecommur	nicatio 2-01 fo nicatio	ons, I or all ons Ac	inc.'s leged ct of	S Swith viola 1996	cched ations rule	Access of the s of t	: Contract Ta	riff	
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	<u>S</u> :	taff <i>F</i>	Assignment:	<u>S</u>		FOR UPD	ATES CO	NTACT THE revision	RECORE	OS SEC	CTION	(85)) 413	8-6770	Due	Dates	
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	-					2. <u>Ord</u>	der Est	ablishing & Exhibit	Proced	dure					SAME SAME	01/31/2	2003
						4. le	stimony	& Exhibit	ts - Re	ebutta	al				SAME SAME	03/31/2	2003
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Case Scheduling/Rescheduling Advice

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Case Scheduling/Rescheduling Advice

Last Revised 03/17/2003 at 14:28

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Section 1 - Bureau of Records and Heari

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Case Scheduling/Rescheduling Advice

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Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

PSC/JBE 8 (01/2002)

Settlement.

Remarks:

CCS Form Number: 020738-TP-00001-004

STATE OF FLORIDA

COMMISSIONERS: LILA A. JABER, CHAIRMAN J. TERRY DEASON BRAULIO L. BAEZ MICHAEL A. PALECKI RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Hublic Service Commission

July 18, 2002

Floyd R. Self, Esquire Messer, Caparello & Self Law Offices Post Office Box 1876 Tallahassee, Florida 32302-1876

Re: Docket No. 020738-TP

Dear Mr. Self:

This will acknowledge receipt of a petition by AT&T Communications of the Southern States, LLC for suspension and cancellation of BellSouth Telecommunications, Inc.'s Switched Access Contract Tariff No. FL2002-01 for alleged violations of the Telecommunications Act of 1996, rules of the Federal Communications Commission, and Chapter 364, Florida Statutes, which was filed in this office on July 16, 2002, 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) 413-6248 or FAX (850) 413-7180.

Division of the Commission Clerk and Administrative Services Florida Public Service Commission





Florida Cable Telecommunications Association

Steve Wilkerson, President

VIA FACSIMILE

July 31, 2002

Ms. Blanca S. Bayo, Director Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

RE: FPSC Docket No. 020738-TP

Dear Ms. Bayo:

I am writing to request that the Florida Cable Telecommunications Association, Inc. ("FCTA") be placed on the mailing list of persons interested in monitoring the above-referenced docket. Please send all mailings to the following:

Michael A. Gross
Vice President, Regulatory Affairs & Regulatory Counsel
Florida Cable Telecommunications Association, Inc.
246 E. 6th Avenue, Suite 100
Tallahassee, FL 32303
850/681-1990 Tel.
850/681-9676 Fax
E-Mail Address: mgross@fcta.com.

Thank you for your assistance in this matter. Please contact me with any questions.

Sincerely,

Michael A. Gross

Vice President, Regulatory Affairs

& Regulatory Counsel

MAG:mj

Ame 8/01/02

CCA Official Filing:

8/5/02****** 1:38 PM*******Marguerite Lockard *******1

Marguerite Lockard

PSC-02-1058-PCO-TF

From:

Jackie Schindler

Sent:

Monday, August 05, 2002 1:26 PM

To:

CCA - Orders / Notices

Subject:

FW: Order / Notice Submitted

Date and Time:

8/5/02 1:23:00 PM

Docket Number: Filename / Path:

020738-tp 020738oe.clf

Order Type:

Signed / Hand Deliver

Forgot - Please FAX TO PARTIES upon issuance - Thanks!!!

----Original Message-----

From:

Jackie Schindler

Sent:

Monday, August 05, 2002 1:24 PM

To:

CCA - Orders / Notices

Subject: Order / I

Order / Notice Submitted

An ORDER GRANTING MOTION FOR EXTENSION OF TIME in the above-referenced docket has been moved to GC Orders for issuance TODAY - the order is signed by Commissioner Palecki and will be brought to you on our 1:30 delivery.

Thanks!

js

3/0

1083-FOP

From:

Janice Banka

Sent:

Thursday, August 08, 2002 9:01 AM

To:

CCA - Orders / Notices

Subject:

Order / Notice Submitted

Date and Time: **Docket Number:** 8/8/02 8:58:00 AM

Filename / Path:

020738-TP 020738a.alc

Order Type:

Signed / Hand Deliver

Order Authorizing Qualified Representative Status.

Number of pages in order - 3.

Thanks "J"

From:

Jackie Schindler

Sent:

Friday, September 20, 2002 3:21 PM

To: Subject: CCA - Orders / Notices Order / Notice Submitted

Date and Time:

9/20/02 3:17:00 PM

Docket Number: Filename / Path:

020738-TP 020738ap.lf

Order Type:

Signed / Hand Deliver

OZ SEP 20 PM 3: 34

An ORDER GRANTING MOTION FOR LEAVE TO FILE AMENDED PETITION has been moved to GC Orders for issuance.

The signed order will be brought to you on our next CCA delivery.

js

3/0

From:

Janice Banka

Sent:

Thursday, November 07, 2002 10:50 AM

To:

CCA - Orders / Notices

Subject:

Order / Notice Submitted

Date and Time:

11/7/02 10:49:00 AM

Docket Number: Filename / Path:

020738-TP 020738a.alc

Order Type:

Signed / Hand Deliver

Order Authorizing Qualified Representative Status.

Number of pages in order - 2.

Thanks "J"

State of Florida



Aublic Service Commission -M-E-M-O-R-A-N-D-U-M-

DATE: November 7, 2002

TO: Blanca Bayo, Commission Clerk and Administrative Services Director

FROM: Michael Barrett, Analyst, Division of Competitive Markets and Enforcement

RE: Docket No. 020738-TP

I would like to request that the enclosed document, a request for information to BellSouth Telecommunications, Inc. dated October 30, 2002, be filed as "correspondence" in the above-referenced docket. Should you have any questions or concerns, please do not hesitate to call me at (850) 413-6544.

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STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF COMPETITIVE MARKETS & ENFORCEMENT
WALTER D'HAESELEER
DIRECTOR
(850) 413-6600

Aublic Service Commission

October 30, 2002

Nancy H. Sims
BellSouth Telecommunications, Inc.
Suite 400 150 South Monroe Street
Tallahassee, FL 32301

Re: Request for Information

Dear Ms. Sims:

The purpose of this correspondence is to request information from BellSouth in regard to Docket No. 020738-TP, Petition of AT&T Communications of the Southern States, LLC for suspension and cancellation of Switched Access Contract Tariff No. FL2002-02 filed by BellSouth Telecommunications, Inc. Attached hereto are 9 staff inquiries that will assist the Commission staff in evaluating AT&T's pleadings on file with the Commission. Pursuant to Rule 25-4.043, Florida Administrative Code, responses are to be furnished in writing within 15 days from the date of inquiry. Accordingly please provide your response on or before November 14, 2002. Should you have any questions or concerns about this matter, I would ask that you contact Michael Barrett of my staff. Mr. Barrett can be reached by phone at (850) 413-6544, or by email at mbarrett@psc.state.fl.us.

Sincerely,

Walter D'Haeseleer

Director of Competitive Markets & Enforcement

Internet E-mail: contact@psc.state.fl.us

Enclosure

cc: Michael Barrett, Regulatory Analyst, Division of Competitive Markets & Enforcement

Staff Inquiry for BellSouth

in

Docket No. 020738-TP

For the purposes of questions 1-3, please refer to a portion of ¶25 of the Answer of BellSouth Telecommunications, Inc to Petition of AT&T Communications of the Southern States, LLC Requesting Suspension of and Cancellation of Switched Access (SWA) Contract Tariff No. FL 2002-02 Filed by BellSouth Telecommunications, Inc (BellSouth Response).

- 1. The BellSouth Response states at ¶25 that "In filings that AT&T has made in other states, AT&T has made it clear that it is not opposed to discounts of switched access service..." Please identify the states where AT&T has contested the respective BellSouth SWA intrastate tariff filings.
- 2. For each of the states, if any, in BellSouth's nine-state territory not identified in response to No. 1, is BellSouth aware of any motive why AT&T has not contested the respective BellSouth SWA intrastate tariff filings? Please explain you answer.
- 3. Please identify the specific aspect (or aspects), if any, of the Florida filings that differ from BellSouth's comparable intrastate SWA Contract Tariffs filed in the other states.
- 4. Please provide a copy of BellSouth's interstate SWA Contract Tariff filing made with the Federal Communications Commission (FCC).
- 5. References throughout AT&T's Petition and Amended Petition claim that BellSouth's intrastate tariffs are "growth tariffs." Please define the term "growth tariff," including in your response the source(s) relied upon to develop your definition.

6. FCC 99-206¹ at ¶134 states "Growth discounts refer to pricing plans under which incumbent LECs offer reduced per-unit access service prices to customers that commit to purchase a certain percentage above their past usage, or plans that offer reduced prices based on growth in traffic placed over the incumbent LEC's network." (Footnote omitted)

Is the above-referenced definition of a "growth discount" the applicable standard to evaluate whether a BellSouth intrastate tariff is a "growth tariff?" Please explain your answer.

- 7. Is the above-referenced definition of a "growth discount" the applicable standard to evaluate whether a BellSouth interstate tariff is a "growth tariff?" Please explain your answer.
- 8. Please identify any intrastate tariff filings made in Florida which BellSouth believes constitute "growth tariffs." Include in your response the tariff number, the date filed, docket number, and any other pertinent reference data.
- 9. Please identify any interstate tariffs that have been filed with the FCC by any Floridacertificated telephone companies which BellSouth believes constitute "growth tariffs." Include in your response the tariff number, the date filed, docket number, and any other pertinent reference data.

¹In the Matter of Access Charge Reform; Price Cap Performance Review for Local Exchange Carriers; Interexchange Carrier Purchases of Switched Access Services Offered by Competitive Local Exchange Carriers; Petition of US West Communications Inc. for Forbearance from Regulation as a Dominant Carrier in the Phoenix, Arizona MSA, CC Docket Nos. 96-262, 94-1, and 98-157 and CCB/CDD File No. 98-63, Fifth Report and Order and Further Notice of Proposed Rulemaking (1999).

State of Florida



Hublic Service Commission -M-E-M-O-R-A-N-D-U-M-

MaB

DATE: November 7, 2002

TO: Blanca Bayo, Commission Clerk and Administrative Services Director

FROM: Michael Barrett, Analyst, Division of Competitive Markets and Enforcement

RE: Docket No. 020738-TP

I would like to request that the enclosed document, a request for information to Tracy W. Hatch, Esquire, on behalf of AT&T Communications of the South States LLC dated October 30, 2002, be filed as "correspondence" in the above-referenced docket. Should you have any questions or concerns, please do not hesitate to call me at (850) 413-6544.

STATE OF FLORIDA

COMMISSIONERS: LILA A. JABER, CHAIRMAN J. TERRY DEASON BRAULIO L. BAEZ MICHAEL A. PALECKI RUDOLPH "RUDY" BRADLEY



DIVISION OF COMPETITIVE MARKETS & ENFORCEMENT
WALTER D'HAESELEER
DIRECTOR
(850) 413-6600

Hublic Service Commission

October 30, 2002

Tracy W. Hatch, Esquire on behalf of AT&T Communications of the Southern States, LLC (AT&T) Law Offices of Messer, Caparello & Self Post Office Box 1876
Tallahassee, FL 32302-1876

Re: Request for Information

Dear Mr. Hatch:

The purpose of this correspondence is to request information from AT&T in regard to Docket No. 020738-TP, Petition of AT&T Communications of the Southern States, LLC for suspension and cancellation of Switched Access Contract Tariff No. FL2002-02 filed by BellSouth Telecommunications, Inc. Attached hereto are 14 staff inquiries that will assist the Commission staff in evaluating AT&T's pleadings on file with the Commission. Pursuant to Rule 25-4.043, Florida Administrative Code, responses are to be furnished in writing within 15 days from the date of inquiry. Accordingly please provide your response on or before November 14, 2002. Should you have any questions or concerns about this matter, I would ask that you contact Michael Barrett of my staff. Mr. Barrett can be reached by phone at (850) 413-6544, or by email at mbarrett@psc.state.fl.us.

Sincerely,

Walter D'Haeseleer

Director of Competitive Markets & Enforcement

Enclosure

cc: Michael Barrett, Regulatory Analyst, Division of Competitive Markets & Enforcement

Staff Inquiry for AT&T

in

Docket No. 020738-TP

For the purposes of questions 1-5, please refer to ¶13 of the Amended Petition of AT&T Communications of the Southern States, LLC (AT&T).

- 1. The Amended Petition states at ¶13 that "[i]n addition to its federal tariff, BellSouth has filed comparable intrastate SWA Contract Tariffs in all nine states in its territory." Please identify the states where AT&T has contested the respective BellSouth SWA intrastate tariff filings.
- 2. Please identify the specific aspect (or aspects), if any, of the Florida filings that differ from the "comparable intrastate SWA Contract Tariffs" filed in the other states in BellSouth's territory.
- 3. For each of the states, if any, in BellSouth's nine-state territory not identified in response to No. 1, please identify the state and briefly explain why AT&T has not contested the respective BellSouth SWA intrastate tariff filings.
- 4. Has AT&T filed a petition to initiate a proceeding with the Federal Communications Commission (FCC) in regard to BellSouth's interstate filing? If the answer is affirmative, please provide a copy of this filing.
- 5. If the answer to No. 4 is negative, please explain why not.
- 6. References throughout AT&T's Petition and Amended Petition claim that BellSouth's intrastate tariffs are "growth tariffs." Please define "growth tariff," including in your response the source(s) relied upon to develop your definition.

- 7. FCC 99-206¹ at ¶134 states "Growth discounts refer to pricing plans under which incumbent LECs offer reduced per-unit access service prices to customers that commit to purchase a certain percentage above their past usage, or plans that offer reduced prices based on growth in traffic placed over the incumbent LEC's network." (Footnote omitted)
 - Is the above-referenced definition of a "growth discount" the applicable standard to evaluate whether a BellSouth intrastate tariff is a "growth tariff?" Please explain your answer.
- 8. Is the above-referenced definition of a "growth discount" the applicable standard to evaluate whether a BellSouth interstate tariff is a "growth tariff?" Please explain your answer.
- 9. Aside from the allegations in the instant proceeding, please identify any intrastate tariff filings made in Florida which AT&T believes constitute "growth tariffs." Include in your response the tariff number, the date filed, docket number, and any other pertinent reference data.
- 10. Please identify any interstate tariffs that have been filed with the FCC by any Floridacertificated telephone companies which AT&T believes constitute "growth tariffs." Include in your response the tariff number, the date filed, docket number, and any other pertinent reference data.
- 11. How many intrastate local switching minutes did AT&T have in BellSouth's Florida territory for 1998, 1999, 2000, 2001, and the first half of 2002 (1/1/02 6/30/02)?

¹In the Matter of Access Charge Reform; Price Cap Performance Review for Local Exchange Carriers; Interexchange Carrier Purchases of Switched Access Services Offered by Competitive Local Exchange Carriers; Petition of US West Communications Inc. for Forbearance from Regulation as a Dominant Carrier in the Phoenix, Arizona MSA, CC Docket Nos. 96-262, 94-1, and 98-157 and CCB/CDD File No. 98-63, Fifth Report and Order and Further Notice of Proposed Rulemaking (1999).

12. AT&T's amended petition at ¶37 states

[I]f such reduced volumes [for "declining growth" IXCs] are occurring because an IXC is moving traffic from BellSouth's network to its own network or other networks, greater discounts would make it more cost effective for the IXC to leave its traffic on BellSouth's network. On the other hand, if such reduced volumes are resulting because the IXC is losing customers to another IXC

Has AT&T been moving intrastate traffic from BellSouth's network to its own network or other carriers' networks? If the answer is affirmative, please explain your answer. If the answer is negative, is AT&T planning to move intrastate traffic from BellSouth's network to its own network or other carriers' networks? Please explain your answer.

- 13. If the answer to No. 12 is affirmative, please answer the following:
 - A) Why has AT&T been moving intrastate traffic from BellSouth's network to its own or other carriers' networks? Please explain your answer.
 - B) Please specify the rate elements (e.g., local switching, transport, etc.) for which AT&T is purchasing fewer intrastate, switched access minutes of use due to moving traffic from BellSouth's network to its own or other carriers' networks.
 - C) Has the intrastate traffic been moved from BellSouth's network to AT&T's network, or to other carriers' networks? If other carriers' networks, please specify whose networks.
 - D) If AT&T moved its intrastate traffic back to BellSouth's network, would AT&T then qualify for BellSouth's discount plan for switched access? If not, please explain why.
- 14. Is AT&T purchasing fewer intrastate, switched access minutes of use from BellSouth over time? If so, is this the result of AT&T losing customers to other IXCs? Please explain your answer.

STATE OF FLORIDA

COMMISSIONERS: LILA A. JABER, CHAIRMAN J. TERRY DEASON BRAULIO L. BAEZ MICHAEL A. PALECKI RUDOLPH "RUDY" BRADLEY



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ACKNOWLEDGMENT

PSC/CCA019-C (Rev 01/02)

0031-FOF

From:

Jackie Schindler

Sent:

Monday, January 06, 2003 10:42 AM

To:

CCA - Orders / Notices

Cc: Subject: Karen Dockham order moved - template not working

An Order Granting Partial Motion to Strike, Denying Petition to Suspend and Cancel, and Granting Request for Hearing in Docket No. 020738-TP has been moved to GC Orders for issuance today.

File Name: 020738oms.lf

Thanks.

js

PS - Karen

I tried logging out of Outlook cause that usually fixes the template glitch but it didn't this time. I'm gonna log totally out and see if that fixes the problem.

js

Matilda Sanders

From:

Jackie Schindler

Sent:

Tuesday, January 14, 2003 1:24 PM

To:

CCA - Orders / Notices

Subject:

Order / Notice Submitted

Date and Time:
Docket Number:

1/14/03 1:23:00 PM

Filename / Path:

020738-TP 020738\issue id.wpd

Notice Type:

Memo for Issuance

A Notice of Issue Identification Meeting has been moved to GC Orders for issuance today.

PLEASE FAX A COPY TO EACH PARTY AND INTERESTED PERSON.

Thanks!

js

3/0

Matilda Sanders

0357-PCO

From: Sent: Dorothy Menasco

Thursday, March 13, 2003 3:54 PM

To: Subject: CCA - Orders / Notices Order / Notice Submitted

Date and Time:

3/13/03 3:53:00 PM

Docket Number: Filename / Path:

020738-TP contin.wpd

Order Type:

Signed / Hand Deliver

COMMISSIO

2

10.

Order Granting Joint Motion to Continue

Atty: Lee Fordham

Pages: 2

3/0

Rose Thompson

From:

Michael Barrett

Sent:

Thursday, September 04, 2003 12:15 PM

To:

Jackie Schindler

Cc: Subject: Lee Fordham; Rose Thompson RE: docket no. 020738 rec question

Lee has the e-copy of the rec, so if the cover page has an inconsistency, he can fix that easily. The rec is intended for the 16-th.

----Original Message----

From: Jackie Schindler

Sent: Thursday, September 04, 2003 12:12 PM

To: Michael Barrett; Lee Fordham

Cc: Rose Thompson

Subject: docket no. 020738 rec question

that rec's for the 16th agenda, isn't it? it says the 30th - please let rose thompson know which agenda you want that one on - thanks!!!

js

Kay Flynn

To: Subject: Sandy Moses

RE: docket no. 020738 rec question

Yes.

08247-03

----Original Message----

From: Sandy Moses

Sent: Friday, September 05, 2003 8:24 AM

To: Kay Flynn

Subject: FW: docket no. 020738 rec question

Kay, Can you write in the correct agenda reference date on the original and rescan???

----Original Message----

From: Rose Thompson

Sent: Thursday, September 04, 2003 12:25 PM

To: Sandy Moses

Subject: FW: docket no. 020738 rec question

For your information. Thanks.

----Original Message----

From: Rose Thompson

Sent: Thursday, September 04, 2003 12:22 PM

To: Jackie Schindler

Subject: RE: docket no. 020738 rec question

Jackie, we will put the recommendation on the 9/16/03 agenda as requested. Thanks for your help.

----Original Message----

From: Jackie Schindler

Sent: Thursday, September 04, 2003 12:18 PM

To: Michael Barrett

Cc: Lee Fordham; Rose Thompson

Subject: RE: docket no. 020738 rec question

Thanks, Michael

Rose - is that something you can fix on your end?

----Original Message----

From: Michael Barrett

Sent: Thursday, September 04, 2003 12:15 PM

To: Jackie Schindler

Cc: Lee Fordham; Rose Thompson

Subject: RE: docket no. 020738 rec question

Lee has the e-copy of the rec, so if the cover page has an inconsistency, he can fix that easily. The rec is intended for the 16-th.

----Original Message----

From: Jackie Schindler

Sent: Thursday, September 04, 2003 12:12 PM

To: Michael Barrett; Lee Fordham

Cc: Rose Thompson

Subject: docket no. 020738 rec question

that rec's for the 16th agenda, isn't it? it says the 30th - please let rose thompson know which agenda you want that one on - thanks!!!

Marguerite Lockard

PSC-03-1049-FOF-TP

From:

Jackie Schindler

Sent:

Monday, September 22, 2003 10:51 AM

To:

CCA - Orders / Notices

Subject:

Order / Notice Submitted

Date and Time:

9/22/2003 10:51:00 AM

Docket Number:

020738-TP

Filename / Path:

020738fo.lf

51:00 AM

An Order Acknowledging Notice of Voluntary Dismissal of Petition and Amended Petition and Closing Docket has been moved to GC Orders for issuance today.

js

NO

STATE OF FLORIDA

COMMISSIONERS: LILA A. JABER, CHAIRMAN J. TERRY DEASON BRAULIO L. BAEZ RUDOLPH "RUDY" BRADLEY CHARLES M. DAVIDSON



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Hublic Service Commission

October 16, 2003

Tracy W. Hatch, Esquire Messer, Caparello and Self Post Office Box 1876 Tallahassee, Florida 32302-1876

Re: Return of Confidential Document to the Source, Docket No. 020738-TP

Dear Ms. Hatch:

Commission staff have advised that Confidential Document No. 12570-02, filed on behalf of AT&T Communications of the Southern States, Inc. can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning this matter.

Sincerely,

148

Kay Flynn, Chief Bureau of Records and Hearing Services

KF:mhl Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement Lee Fordham, Office of the General Counsel

SIGNED FOR BY Um Basett DATE 10/23/03