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March 5, 1996

BY HAND DELIVERY

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

Re: Resolution of Petition to Establish Non-Discriminatory Rates, Terms and Conditions for Interconnection Involving Local Exchange Companies and Alternative Local Exchange Companies pursuant to Section 364.162, Florida Statutes; Docket No. 950985-TP

ACK ✓ _____

APA _____

APP _____

APF _____

APG _____

APH _____

API _____

APJ _____

APK _____

APL _____

APM _____

APN _____

APO _____

APP _____

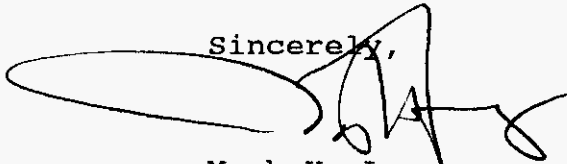
Dear Ms. Bayo:

Chase Enclosed for filing in the above-styled docket are the original and fifteen (15) copies of AT&T's Notice of Position on Additional Issue.

Please acknowledge receipt and filing of the above by stamping ~~the~~ duplicate copy of this letter and returning the same to this ~~writer~~ writer.

Thank you for your assistance in this matter.

Sincerely,



Mark K. Logan

MKL/ddj
Enclosures
cc: All parties of record

DOCUMENT NUMBER-DATE
02675 MAR-5 96
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

FILED

In re: Resolution of Petition to)
Establish Non-Discriminatory Rates,))
Terms, and Conditions for))
Interconnection Involving Local))
Exchange Companies and Alternative))
Local Exchange Companies Pursuant))
to Section 364.162, Florida Statutes))
_____)

DOCKET NO. 950985-TP
Continental Cable,
Time Warner, MFS
v.
United/Centel & GTEFL
Filed: 3/5/96

NOTICE OF POSITION ON ADDITIONAL ISSUE

AT&T Communications of the Southern States, Inc. ("AT&T"), pursuant to the order of the Prehearing Officer on March 1, 1996, files this Notice of Position on Additional Issue Number Five and states:

Issue 5 (legal):

To what extent are the non-petitioning parties that actively participate in this proceeding bound by the Commission's decision in this docket as it relates to Sprint-United/Centel?

AT&T's POSITION:

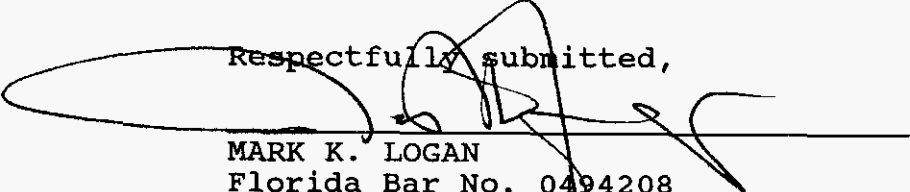
AT&T has properly intervened and participated in this docket as a certificated interexchange carrier in Florida. Thus, AT&T should not be bound by this Commission's establishing interconnection arrangements between a local exchange carrier and an alternative local exchange carrier. Moreover, Section 364.162, Florida Statutes (1995) is only applicable to the specific parties availing themselves of the Commission's jurisdiction to establish nondiscriminatory rates, terms, and conditions of interconnection. The statute does not provide the authority for the Commission to establish rates, terms and conditions for parties who have not negotiated for the statutory period, or, who, after such period, do not petition the Commission to establish the unresolved rates, terms or conditions. Since, at this time, AT&T has not been afforded the opportunity to negotiate for the statutory period nor filed a petition against a local exchange telecommunications company, the Company should not be bound by the decision in this docket as it relates to Sprint-United/Centel.

DOCUMENT NUMBER-DATE

02675 MAR-5

FPSC-RECORDS/REPORTING 1989

Respectfully submitted,



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was served by U.S. Mail or hand delivery this 5th day of March, 1996, to the following:

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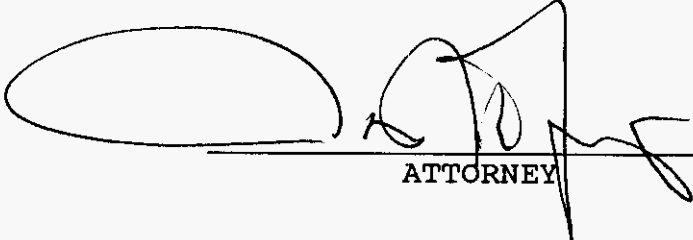
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