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September 23, 1996

**BY HAND DELIVERY**

Ms. Blanca Bayo, Director  
Division of Records and Reporting  
Room 110, Easley Building  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Re: Docket No. 950737-TP

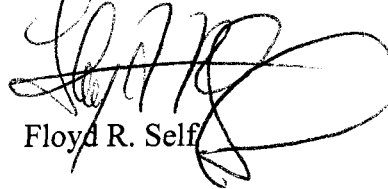
Dear Ms. Bayo:

Enclosed are an original and fifteen copies of the Direct Testimony of John Giannella on behalf of AT&T Wireless Services of Florida, Inc. in the above- referenced docket.

Please indicate receipt of this document by stamping the enclosed extra copy of this letter.

Thank you for your assistance in this matter.

Sincerely,

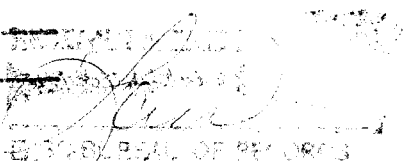


Floyd R. Self

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FRS/amb  
Enclosures

cc: William H. Higgins, Esq.  
Parties of Record



DOCUMENT NUMBER-DATE

10143 SEP 23 1996

FPSC-RECORDS/REPORTING

1                   **BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

2                                   **DOCKET NO. 950737-TP**

3                                   **DIRECT TESTIMONY**

4   **OF**

5   **JOHN GIANNELLA**

6   **ON BEHALF OF**

7                                   **AT&T WIRELESS SERVICES OF FLORIDA, INC.**

8

9

**I. INTRODUCTION**

10

Q.    PLEASE STATE YOUR NAME AND BUSINESS ADDRESS.

11

A.    I am John Giannella. I am the Director of Advanced Network Services for  
12           the Florida regional affiliates of AT&T Wireless Services of Florida, Inc.  
13           ("AWS"). My business address is 250 S. Australian Avenue, West Palm  
14           Beach, FL 33401.

15

Q.    ON WHOSE BEHALF ARE YOU TESTIFYING IN THIS PROCEEDING?

16

A.    I am testifying on behalf of AT&T Wireless Service of Florida, Inc.

17

Q.    PLEASE DESCRIBE YOUR EDUCATIONAL BACKGROUND.

18

A.    I have attended Fairley Dickenson College in New Jersey, and thereafter  
19           received my certification in analog and digital technology from Rets Institute  
20           of Technology. Since then, I have attended numerous training and  
21           certification seminars on engineering and networks sponsored by Motorola,

                                  AWS, GIANNELLA DIRECT, PAGE 1

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FPSC-RECORDS/REPORTING

1 AT&T, ITT, DSC, and others.

2 Q. PLEASE DESCRIBE YOUR PROFESSIONAL EXPERIENCE.

3 A. I first began work in the telecommunications industry about 10 years ago  
4 working on statistical multiplexers and modems at Timeplex in New Jersey.  
5 I have subsequently been employed by Telescan in Phoenix working on  
6 computerized telephone answering systems. I have been a private  
7 telecommunications consultant, and worked at MCI as an engineering end  
8 user technician. My first job in the cellular industry was with Metro One in  
9 New York. I moved to Florida in 1988 and began work with AWS, then  
10 known as McCaw Communications/Cellular One, as the interconnection  
11 manager. In my current position I am responsible for all interconnection  
12 arrangements between our Florida systems and the local exchange companies  
13 ("LECs").

14 Q. WHAT IS THE PURPOSE OF YOUR TESTIMONY?

15 A. The purpose of my testimony is to present AWS's position on the issues in  
16 this docket. Any interim number portability cost recovery should involve  
17 only those carriers who are involved in porting numbers, with each carrier  
18 recovering its own costs. Specifically, any commercial mobile radio service  
19 ("CMRS") or wireless carrier not participating in interim number portability  
20 should not be subject to any interim number portability cost recovery.

21 Q. WHAT IS THE PURPOSE OF THIS PROCEEDING?

1 A. This proceeding arises from the Federal Communications Commission's First  
2 Report and Order in CC Docket No. 95-116, issued July 2, 1996 (the "FCC  
3 Order") to implement the Federal Telecommunications Act of 1996 ("the  
4 Act"). In this Order, the FCC established certain guidelines for the cost  
5 recovery of interim and permanent number portability. While the Florida  
6 PSC issued its own order on interim number portability on December 28,  
7 1995 (Order No. PSC-95-1604-FOF-TP) ("the "Florida Order") pursuant to  
8 Florida law, it is now necessary to determine whether the Florida Order is  
9 inconsistent with the FCC Order.

10 Q. IS THE FLORIDA ORDER INCONSISTENT WITH THE FCC ORDER?

11 A. Yes.

12 Q. WHY IS THE FLORIDA ORDER INCONSISTENT WITH THE FCC  
13 ORDER?

14 A. The essential problem with the Florida Order is that it imposes the recovery  
15 of all interim number portability costs on the carrier that needs a number  
16 ported to it, contrary to the "competitively neutral" requirements of section  
17 251(e)(2) of the Act. The FCC's Order does not permit such an approach  
18 (see paragraph 138 in the FCC Order).

19 Q. WHAT INTERIM NUMBER PORTABILITY COST RECOVERY DOES  
20 THE FCC ORDER PERMIT?

21 A. Paragraph 136 of the FCC Order identifies several alternatives that meet the

1 Act's competitively neutral criteria. These include:

- 2 1. A formula based upon the number of ported numbers relative  
3 to the total number of working numbers in the local service  
4 area, as has been approved by the New York DPS.
- 5 2. A mechanism that allocates costs based upon a carrier's  
6 number of active lines or numbers to the total number of lines  
7 or numbers in the area.
- 8 3. A mechanism that allocates the costs among all  
9 telecommunications carriers based upon gross revenues less  
10 charges paid to other carriers.
- 11 4. A mechanism that requires each carrier to pay its own costs.

12 Q. WHAT APPROACH DO YOU RECOMMEND?

13 A. We recommend that each carrier pay its own costs. Consequently, wireless  
14 carriers that do not use interim number portability should not participate in  
15 any interim cost recovery mechanism.

16 Q. IF THE FLORIDA PSC ADOPTS A DIFFERENT ALTERNATIVE, HOW  
17 SHOULD THAT IMPACT WIRELESS CARRIERS?

18 A. Any cost recovery mechanism approved by this Commission should not seek  
19 recovery from any carriers that do not participate in interim number  
20 portability. I recognize that the FCC Order states that cost recovery for  
21 interim number portability may include all telecommunications carriers,

1 including CMRS carriers (paragraph 130). However, the FCC Order  
2 provides that the states may apportion the interim cost recovery “among  
3 relevant carriers.” For CMRS providers not participating in interim number  
4 portability, they are not relevant carriers. To otherwise allocate cost recovery  
5 to non-participating wireless carriers would be inappropriate and unfair and  
6 would not meet the FCC criteria of competitive neutrality.

7 Q. DOES THIS CONCLUDE YOUR DIRECT TESTIMONY?

8 A. Yes, it does.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Direct Testimony of John Giannella on Behalf of AT&T Wireless Services of Florida, Inc. in Docket No. 950737-TP has been sent by Hand Delivery (\*) and/or U.S. Mail on this 23rd day of September, 1996 to the following parties of record:

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