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November 27, 1996

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

Re: AT&T/MCI/BellSouth Arbitration

Docket Nos. 960833-TP, 960846-TP, 960916-TP

Dear Ms. Bayó:

This is MCI's response to the ex parte communication from Mr. Lombardo of BellSouth to Chairman Clark concerning the recombination of unbundled elements to recreate existing local service offerings. An original and fifteen copies are enclosed for filing. Due to the short time remaining until the Commission's consideration of this issue, and the intervening holiday weekend, copies have also been furnished directly to the Commissioners.

MCI is pleased that Chairman Clark acted promptly to place the substance of Mr. Lombardo's improper communication on the second and to allow other parties the opportunity to respond.

MCI encourages Chairman Clark and the other Commissioners not to review the additional written materials provided by Mr. Lombardo if they have not already done so. MCI's response in the Eighth Ciruit Court of Appeals to the briefs provided by BellSouth to Commissioner Clark's aide is not yet due, so MCI cannot respond in detail to the substance of those documents.

Nevertheless, MCI is confident that the Commissioners will render their decision on this issue based on the record of the Florida proceeding, and will not be influenced by any ex parte communications from Mr. Lombardo. The issue of combining network elements was fully litigated, and MCI respectfully refers the Commission to MCI's Post-Hearing Brief for its analysis of the

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record and of the applicable provisions of the Federal Telecommunications Act and the FCC Rules.

MCI notes that the staff recommendation has properly analyzed this issue, and has concluded that the recombination of unbundled network elements is fully appropriate.

Very truly yours,

Rie D. Me

Richard D. Melson

cc: Parties of Record
Chairman Clark
Commissioner Deason
Commissioner Garcia

Commissioner Garcia Commissioner Johnson Commissioner Kiesling

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished to the following parties by hand delivery this 27th day of November, 1996.

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