

Laura L. Gallagher, P.A.  
ATTORNEY AT LAW

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RECORDS AND  
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June 9, 1999

VIA HAND DELIVERY

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

RE: Docket No. 990373-TP

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are an original and fifteen copies of the Prehearing Statement of Time Warner Telecom. Copies have been served upon the parties of record pursuant to the attached certificate of service.

Also enclosed is a copy on a 3-1/2" diskette in WordPerfect format, version 5.1.

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

Thank you for your assistance in processing this filing.

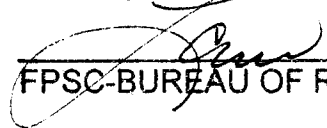
Yours very truly,

  
Laura L. Gallagher

Counsel for Time Warner Telecom

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_ LLG/cg
- LEG \_\_\_\_\_ 2 Enclosures
- MAS \_\_\_\_\_ 3
- OPC \_\_\_\_\_ ee-
- RRR \_\_\_\_\_ Ms. Carolyn Marek
- SEC \_\_\_\_\_ Mr. Peter M. Dunbar
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

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FPSC-BUREAU OF RECORDS DOCUMENT NUMBER-DATE

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Establishment of a Statewide Emergency )  
Area Code Relief Plan )  
\_\_\_\_\_ )

Docket No. 990373-TP  
Filed: June 9, 1999

PREHEARING STATEMENT OF TIME WARNER TELECOM

Time Warner AxS of Florida, L.P. d/b/a/ Time Warner Telecom ("Time Warner"), pursuant Order No. PSC-99-0761-PCO-TP and the Florida Public Service Commission ("Commission") Staff's May 10, 1999 memorandum to interested persons, hereby submits its Prehearing Statement in the above-captioned proceeding.

I. BASIC POSITION

The Commission should approve the Stipulation and Voluntary Number Management Measures ("Stipulation") filed May 27, 1999 in this proceeding. In response to the North American Numbering Plan Administration's ("NANPA") notification that a number of Florida NPAs are in jeopardy of premature exhaustion, the Commission set for hearing the issue of statewide consecutive distribution of telephone numbers by code holders in Florida. The Federal Communications Commission ("FCC"), in its Memorandum and Order on Reconsideration, FCC 98-224 (Sept. 28, 1998), delegated limited authority to state commissions to order NXX Code rationing only in conjunction with the adoption of an area code relief plan and only if the industry is unable to reach consensus on a rationing plan.

The parties to this docket, along with other major industry members, have reached consensus on an efficient means of number resource management. These signatories to the Stipulation support the implementation of a voluntary industry-wide plan to preserve 1000s number blocks until such a time as a lawful arrangement for number pooling or number conservation becomes effective. The signatories believe that

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the Stipulation will provide a superior and more timely means of accomplishing the Commission's objectives in this docket than the hearings scheduled for July 7-8, 1999. While not every Florida NPA code holder signed the Stipulation, the major industry players appear to be represented by the Stipulation. The signatories believe that additional code holders will eventually add their signatures to the Stipulation through other industry or regulatory processes.

## **II. WITNESSES' TESTIMONY AND EXHIBITS**

Time Warner will not present any witnesses and does not plan at this time to present any exhibits. Time Warner reserves the right to later identify and sponsor such exhibits as may be required by later filed testimony, the completion of discovery, or new issues identified at the prehearing conference.

## **III. ISSUES AND POSITIONS**

**ISSUE ONE: Should the Commission order on a statewide basis that the distribution of telephone numbers be made consecutively within area codes, beginning with the lowest assignable telephone number? If not, what alternative interim mechanism, for numbering administration would be appropriate?**

**POSITION:** No. The Commission should instead adopt the Stipulation and Voluntary Number Management Measures filed May 27, 1999 by the parties to this docket and other industry members.

**ISSUE TWO: Should this docket be closed?**

**POSITION:** This docket should be closed upon approval of the Stipulation.

## **IV. STIPULATION**

A Stipulation between the parties to this docket and other industry members was submitted for Commission approval on May 27, 1999.

## **V. PENDING MOTIONS**

Time Warner has no motions pending at this time.

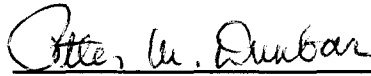
## VI. OTHER MATTERS

Time Warner is unaware of any requirement of the prehearing order with which it cannot comply at this time.

Respectfully submitted this 9<sup>th</sup> day of June, 1999.



Laura L. Gallagher  
Laura L. Gallagher P.A.  
204 S. Monroe street, Suite 201  
Tallahassee, FL 32301  
850/224-2211



Peter M. Dunbar  
Marc W. Dunbar  
Pennington Law Firm  
P.O. Box 10095  
Tallahassee, FL 32302  
850/222-3533

**CERTIFICATE OF SERVICE**  
**DOCKET NO 990373-TP**

I HEREBY CERTIFY that a true and correct copy of the Prehearing Statement of Time Warner Telecom has been furnished by U.S. Mail on this 9<sup>th</sup> day of June, 1999 to the following parties of record:

Peggy Arvanitas  
RE/MAX First Class Inc.  
620 Bypass Drive  
Clearwater, FL 33764

Tracy Hatch  
AT&T  
101 N. Monroe St., Suite 700  
Tallahassee, FL 32301-1549

Nancy White  
c/o Nancy Sims  
BellSouth  
150 S. Monroe St., Suite 400  
Tallahassee, FL 32301-1556

Floyd Self  
Messer Law Firm  
P.O. Box 1876  
Tallahassee, FL 32302

Network Plus, Inc.  
234 Copeland St.  
Quincy, MA 02169

Charlie Beck  
Office of Public Counsel  
111 W. Madison St., Suite 812  
Tallahassee, FL 32399-1400

Omnipoint Communications  
600 Ansin Blvd.  
Hallandale, FL 33009

Peter M. Dunbar  
Marc W. Dunbar  
P.O. Box 10095  
Tallahassee, FL 32302

Ken Hoffman  
Rutledge Law Firm  
P.O. 551  
Tallahassee, FL 32302

Richard Rindler  
Kathleen Greenan  
Swidler & Berlin  
3000 K St., NW #300  
Washington, DC 2007-5116

Carolyn Marek  
Time Warner Communications  
233 Bramerton court  
Franklin, TN 37069

  
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Laura L. Gallagher