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August 16, 2001

VIA OVERNIGHT MAIL

Blanca S. Bayó, Director
Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0870

undocketed

RE: Notice of Intent for Confidential and Proprietary Treatment

Dear Ms. Bayó:

Pursuant to the Commission's Rules of Practice and Procedure, 25-22.006, I am enclosing for filing with the Commission, ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom's ("ITC^DeltaCom"), response to the Local Service Data Request stamped "**Confidential and Proprietary**". Two redacted copies are also enclosed.

ITC^DeltaCom requests "**Confidential and Proprietary**" treatment of the following responses: Exhibit "A": Question 1b; Exhibit "B": Question 1e; Exhibit "C": Question 3a; Exhibit "D": Question 3b; Exhibit "E": Question 3e; Exhibit "F": Question 3g; Exhibit "G": Question 7b; Exhibit "H": Question 7e; and Exhibit "I": Question 13. The number of and location of customers served by ITC^DeltaCom is highly proprietary business information.

Please acknowledge receipt of this filing by date-stamping the enclosed cover letter and mailing it to me in the self-addressed, stamped envelope.

Should you have any questions regarding this filing, please contact me at (256) 382-3856.

Very truly yours,

ITC^DELTA COM COMMUNICATIONS, INC.
D/B/A ITC^DELTA COM

Nanette S. Edwards
Nanette S. Edwards

Director of Regulatory Advocacy and Senior Attorney

This undocketed notice of intent was filed by or on behalf of a telecommunications company for Confidential Document No. 10120-0. The material has been placed in locked storage pending staff advice on handling. Your division director must obtain written permission from the EXD/Technical for you to access this material.

/sbk
Enclosure
FL-ALECrequestconfidential_2001

DOCUMENT NUMBER-DATE

2001 ALEC Data Request

Florida Statute 364.02(2) defines basic local service as:

"Basic local telecommunications service" means voice-grade, flat-rate residential and flat-rate single line business local exchange services which provide dial tone, local usage necessary to place unlimited calls within a local exchange area, dual tone multi-frequency dialing, and access to the following: emergency services such as "911", all locally available interexchange companies, directory assistance, operator services, relay services, and an alphabetical directory listing. For a local exchange company, such terms shall include any extended service routes, and extended calling service in existence or ordered by the commission on or before July 1, 1995.

1.
 - a. Are you providing service to residential customers in Florida that complies with the above definition of basic local service? **Yes.**
 - b. To how many residential customers are you providing basic local service in Florida? **This Question 1b (Exhibit "A") is filed with a request for "Confidential and Proprietary" Treatment.**
 - c. What are your current rates for providing residential basic local service? **10.37**
 - d. Are you providing service to business customers in Florida that complies with the above definition of basic local service? **Yes.**
 - e. To how many business customers are you providing basic local service in Florida? **This Question 1e (Exhibit "B") is filed with a request for "Confidential and Proprietary" Treatment.**
 - f. What are your current rates for providing business basic local service in Florida? **Rate Center priced \$23.36-36.72**
2. Are you currently providing other forms of local service (business or residential) in Florida that may not meet Florida's statutory definition of basic local service? (Examples could include: multi-line business users; services with toll restrictions or usage; mandatory 900 blocking; limited amount of local calling included in the monthly charge; bundled service offerings; etc.) (If yes, continue with question #2; if no, skip to Question #3)
 - a. Are you currently providing other forms of local service to residential customers in Florida? **No.**
 - b. If the response to a. is affirmative, please describe the forms of local service you are providing to residential customers in Florida. (If available, please provide brochures or comparable materials.)
 - c. If the response to a. is affirmative, please indicate your current rates for the services indicated in response to b.
 - d. Are you currently providing other forms of local service to business customers in Florida? **Yes.**

- e. If the response to d. is affirmative, please describe each of the forms of local service you are providing to business customers in Florida. (If available, please provide brochures or comparable materials.) **INFINITY (1fb) – Resale of ILEC at same price as ILEC. DUNE (Digital Lines) Delivered via a DS-1 facility @\$25 each. UNITY (Digital Trunks) Delivered via a DS-1 facility @\$450 for each complete DS-1.**
 - f. If the response to d. is affirmative, please indicate your current standard rates for each of the services indicated in response to e. **Answered as part of e above.**
3. Please describe the method(s) you are using to provide telephone services (e.g., resale, interconnection, unbundled network elements, facility-based, etc.). **We provide service via resale, via interconnection (physical collocation) and use of unbundled network elements, and dedicated access (T-1).**
- a. Please indicate, by exchange, the number of LEC access lines you are reselling to residential customers. **This Question 3a (Exhibit “C”) is filed with a request for “Confidential and Proprietary” Treatment.**
 - b. Please indicate, by exchange, the number of LEC access lines you are reselling to business customers. **This Question 3b (Exhibit “D”) is filed with a request for “Confidential and Proprietary” Treatment.**
 - c. Please indicate, by exchange, the types of unbundled network elements, if any, you are obtaining from the incumbent LEC. **This information is not available by exchange. ITC^DeltaCom primarily purchases unbundled loops. ITC^DeltaCom does not purchase unbundled OS/DA.**
 - d. Please indicate, by exchange, the number of unbundled local loops, if any, you are obtaining from the incumbent LEC. **This information is not available by exchange. ITC^DeltaCom primarily purchases unbundled loops. ITC^DeltaCom does not purchase unbundled OS/DA.**
 - e. Please indicate the types of facilities deployed by your company in Florida to provide local telephone services, and indicate where these facilities are deployed. **This Question 3e (Exhibit “E”) is filed with a request for “Confidential and Proprietary” Treatment.**
 - f. If known, please indicate the number of access lines, separately for residential and business customers, provisioned solely over company-owned facilities. **0**
 - g. Please indicate, by exchange, the number of business access lines you serve that are provided to internet service providers. **This Question 3g (Exhibit “F”) is filed with a request for “Confidential and Proprietary” Treatment.**
 - h. Please indicate, by exchange, the number of business access lines you serve that are provided to voicemail service providers. **0.**

4. Please indicate the number and location of switches you have located in Florida, if any, used to provide services to customers in Florida. **See response to Question 3e above.**
5. For each exchange where you are providing any form of residential local telephone services, please identify by exchange (a list of exchanges is attached), the number of residential access lines served as of June 30, 2001. (See example below). **See response to Question 3a above.**
6. For each exchange where you are providing any form of business local telephone services, please identify by exchange, the number of business access lines served as of June 30, 2001. (See example below). **See response to 3b above.**

Examples

| | | |
|-----------------|--------------------------------|-----------------------------|
| Miami Exchange: | Residential Access Lines – 154 | Business Access Lines – 255 |
| Yulee Exchange: | Residential Access Lines – 161 | Business Access Lines – 202 |

7. For billing and accounting purposes, do you differentiate between residential and business customers? **Yes.**
 - a. Are you currently offering any enhanced services? If yes, what are they? **Yes, voicemail.**
 - b. Have you experienced any significant barriers in entering Florida's local exchange markets? Please list and describe any obstacles or barriers encountered.

Yes. Connecting to BellSouth's OSS is extremely difficult and we have many orders that simply fall out or are not worked in a timely manner. This puts ITC^DeltaCom at a significant disadvantage. Attached hereto and incorporated herein by reference is Exhibit "G" which is filed with a request for "Confidential and Proprietary" Treatment and is a summary of the order flowthrough and FOC return data that ITC^DeltaCom has collected from its past month's orders to BellSouth.

We have encountered situations where BellSouth works the order before the due date and the customer loses service. No explanation is provided for working the order outside the agreed upon due date. For UNE-P, the D & N orders are not worked together and results in an outage to the customer. Finally, BellSouth does not appear to have adequate separation of its wholesale and retail entities. When ITC^DeltaCom requests a CSR, BellSouth retail reps contact the end-user. BellSouth retail reps disparage CLEC services and engage in anti-competitive conduct to regain or retain consumers.

- c. Have you experienced any difficulties involving any agreements you may have with incumbent LECs? If so, please describe any significant problems encountered.

Yes. We have been unable to collect reciprocal compensation due to ITC^DeltaCom under our interconnection agreement. We have been delayed by BellSouth's failure to provide trunking so that we can exchange traffic.

- d. Do you anticipate that your long-term manner of providing service will differ from your current practice? If so, do you expect becoming a full scale facilities-based provider?

Yes. We cannot answer your question as to whether we will be forced to become a full facilities-based provider. The 1996 Act contemplated that there would be a place for resellers and facilities based providers, but unless there are changes, the only companies that can afford to stay in business will be full facilities based providers that are not reliant upon the ILECs.

- e. Have you been assigned your own NXX codes? If yes, how many codes have you been assigned and for each code, as of January 31, 2001, how many numbers have been assigned from the code? **Yes. This Question 7e (Exhibit "H") is filed with a request for "Confidential and Proprietary" Treatment.**

8. Please list your primary line of business (for example, entertainment, cable television, private line/special access service, interexchange service, local service, cellular service, paging service, electric service, municipality, etc.). **Interexchange service and local service.**
9. At any time during the last 12 months have you provided local telephone services in Florida and then withdrawn the service? If yes, please discuss the reasons for this decision.
No.
10. If you or an affiliate provides cable television in Florida, do you offer any package plans combining cable television and local telephone services? If so, please indicate where such packages are being offered. **No.**
11. If you or an affiliate provides long distance telephone service in Florida, do you offer any package plans combining long distance and local telephone services? **Yes.** If so, please describe any such plans and their terms and conditions. **Ala carte or bundled.** Is subscribing to both local telephone and long distance a condition of providing service? **Yes, but only for that particular product.**
12. Please provide any additional comments or information you believe will assist staff in evaluating and reporting on the development of local exchange competition in Florida. In particular, we are seeking comment on obstacles that you believe may be impeding the growth of local competition in the state and any suggestions you may have on how to remove such obstacles.

ITC^DeltaCom began providing competitive local services in other BellSouth states in July 1997. Initially, ITC^DeltaCom began by reselling BellSouth services and then at a certain point when it was cost effective, ITC^DeltaCom would serve customers through the purchase of unbundled network elements. ITC^DeltaCom relies on its Nortel DMS 500 switches and extensive fiber network. ITC^DeltaCom now primarily uses UNE-P due to the difficulties with "hot cuts".

ITC^DeltaCom recommends that the Commission consider requiring structural separation. It worked for AT&T and as a result the long distance market today is a very competitive market.

From ITC^DeltaCom's perspective, the single most important item is that real world, live order OSS testing is completed by the third party tester so that consumers can move from one telecom provider to another seamlessly without interruption of service.

13. If your company filed a Form 477 with the Federal Communications Commission in March 2001, please enclose a copy of the completed Form 477 with your response to this data request.

ITC^DeltaCom filed Form 477 with the FCC in February, 2001. This Question 13 (Exhibit "I") is filed with a request for "Confidential and Proprietary" Treatment.

14. Does your company offer xDSL exclusively? **No.**
15. If the answer to question 15 is "yes", how many xDSL lines in aggregate does your company provide?
16. If the answer to question 15 is "yes" in what exchanges in Florida are your services available?
17. If the answer 15 is "yes", how are your company's various service offerings priced?