

BELLSOUTH

BellSouth Telecommunications, Inc.

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April 7, 2006

Ms. Beth Salak
Director, Regulatory Oversight
Florida Public Service Commission
Attention: Tariff Section
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Dear Ms. Salak:

Pursuant to Florida Statute 364.051, we are filing herewith revisions to our General Subscriber Service Tariff. Following are the affected pages:

General Subscriber Service Tariff
Section A38 - Third Revised Page 1
- Third Revised Page 2

This filing removes certain use and resale restrictions from A38.1, which details the provision of BellSouth's Directory Assistance Database Service (DADS).

The proposed changes do not affect BellSouth revenue.

Acknowledgment, date of receipt and authority number of this filing are requested.

Your consideration and approval will be appreciated.

Yours very truly,

Jerry D. Hendrix (slg)

Vice-President
Regulatory Relations

Attachments

EXECUTIVE SUMMARY

(2006-044)

Removal of Use and Resale Restrictions Directory Assistance Database Service (DADS)

Present Tariff

Current language governing the provision of BellSouth Directory Assistance Database Service (DADS) is detailed in A38.1 of the General Subscriber Services Tariff (GSST).

Proposed Tariff and Rationale for Change

BellSouth is revising its Tariff to allow DADS data to be used for purposes other than to provide Directory Assistance type services and to make DADS available for resale, pursuant to direction provided by the Federal Communications Commission in their First Report and Order (FCC 01-27, Released January 23, 2001) addressing CC-Docket No 99-273 and upheld in their Order for Reconsideration (FCC 03-93, Released May 3, 2005).

Revenue Impact

There is no revenue impact associated with this change.

Impact on Existing Customers

When the proposed Tariff changes become effective, DADS customers may use DADS data for purposes other than to provide Directory Assistance type services and may resell DADS to others.

BELLSOUTH
TELECOMMUNICATIONS, INC.
FLORIDA

GENERAL SUBSCRIBER SERVICE TARIFF

~~Second~~Third Revised Page 1
Cancels ~~First~~Second Revised Page 1

ISSUED: ~~December 15, 2001~~April 7, 2006
BY: Marshall M. Criser III, President -FL
Miami, Florida

EFFECTIVE: ~~January 1, 2001~~
April 24, 2006

Legislative Format

A38. LISTING SERVICES

A38.1 Directory Assistance Database Service (DADS)

A38.1.1 Description of Service

- A. Upon request, the Company will provide local exchange subscriber name, address and telephone number listings (except as limited by D. following), ~~solely~~ for the ~~customer's expressed~~ purpose of providing Directory Assistance type services to ~~its~~customer's end users and as otherwise permitted by applicable law or regulation. The term "end user" denotes any entity who obtains Directory Assistance type services for its own use from a DADS customer. Directory Assistance type services are defined as:

1. Voice Directory Assistance (DA Operator or DA Operator System assisted), and
2. Electronic Directory Assistance (Data Systems assisted).

- B. DADS is available and may be ordered on a Business, Residence or combined Business and Residence listings basis for each Central Office requested. The data provided will include all eligible listings as outlined in C. and D. following.

- C. DADS will include the following:

1. Base File

An extract containing all qualified listed names, addresses and telephone numbers of Company *subscribers and any Independent Telephone Company (ICO) and Competitive Local Exchange Carrier (CLEC) subscriber listing information associated with lines* located in a requested NPA *that such companies have chosen to provide to BellSouth as follows:* (E)

- a. Listed Name - As input on the Company service order.
- b. Listed Address - House Number Prefix or Suffix, Street Name Prefix or Suffix, Address Prefix or Suffix, Community Name, State Name.
- c. Telephone Number
- d. Account NPA - Originating NPA
- e. Account NXX - Originating NXX
- f. Exchange Code - Originating Community Code
- g. Date - Current date of Extract/Update
- h. Directory Indicator - Alternate Community Name Indicator, if applicable indicator will be set for foreign directory name.
- i. Directory Name - Alternate Community Name, if applicable for foreign directory name listing.
- j. Unique Business/Residence/Government Indicator
- k. Phrase Codes - Special information regarding listing's telephone service (e.g., telephone observing equipment, teletype service for the deaf).

In addition to the preceding listed information, the customer may optionally request Non-Listed listings which will include the information defined in a., b. and c. preceding and/or Non-Published listings which will include information defined in a. and b. preceding.

The Company will require sufficient time (approximately one month) after receiving an order to prepare the Base File.

2. Daily Updates

Daily updates will reflect all listing change activity occurring since the customer's most recent update. The updates are provided on a Business, Residence, or combined Business and Residence basis. The updates shall be used solely by the customer to keep his information current. Delivery of Daily Updates will commence the day after the customer receives his Base File. (M)

- D. DADS is not a verbatim copy of the Company's Directory Assistance (DA) Database or of the Company's Directory. The following listings will not be provided with DADS: (M)

1. Secondary Listings (M)
2. Listings that are deemed by the Company as inappropriate to provide (M)

- E. DADS will provide the available subscriber listing information of ICOs or CLECs who have chosen to provide their subscribers' listings to the Company, per terms and conditions agreed to by the Company and the ICO or CLEC. (N)

- F. The Company reserves the right to exclude any name at the request of the Company's subscribers. (M)(F)

- G. **Rates**, Cancellation fees, and Termination Liability fees for DADS are as set forth in A38.1.3 following. (M)(F)

~~Material appearing on this page previously appeared on page(s) 2 of this section.~~

All BellSouth marks contained herein and as set forth in the trademarks and service marks section of the BellSouth Tariffs are owned by BellSouth Intellectual Property Corporation.

BELLSOUTH
TELECOMMUNICATIONS, INC.
FLORIDA

GENERAL SUBSCRIBER SERVICE TARIFF

SecondThird Revised Page 2
Cancels FirstSecond Revised Page 2

ISSUED: ~~October 31, 2003~~ April 7, 2006
BY: Marshall M. Criser III, President -FL
Miami, Florida

EFFECTIVE: ~~November 15, 2003~~
April 24, 2006

Legislative Format

A38. LISTING SERVICES

A38.1 Directory Assistance Database Service (DADS) (Cont'd)

A38.1.2 Regulations

- A. All right, title and interest in and to DADS, including all intellectual property rights pertaining thereto, will remain with the Company. The Company licenses the use of DADS to the customer. The title to DADS shall remain solely with the Company whether or not it is in the possession of a customer.
- B. Use of DADS shall be limited solely to the customer's provisioning of Directory Assistance type services as defined in A38.1.1 preceding and as otherwise permitted by applicable law or regulation. (C)
- C. DADS may not be used for any purpose which violates federal or state laws, statutes, regulatory orders or tariffs.
- D. Except for the permitted uses, the customer shall not (i) disclose DADS to others and shall use due care in providing for the security and confidentiality of DADS, ~~The customer shall not (ii) rent, or license or resell~~ DADS for any purpose, ~~nor (iii) shall customer~~ permit its end users to do either of the same. The customers shall not reproduce DADS except for the preparation of archival or backup copies or as otherwise permitted by applicable law or regulation. Failure to comply with the provisions of this Tariff shall result in termination of the service and customer shall immediately return to the Company all copies of DADS in its possession and shall make no further use of DADS data. The Company may refuse to furnish the service when it has reasonable grounds to believe that such service shall be used in violation of this Tariff. (C)
- E. The minimum service period for DADS is twelve (12) months. The regulations as set forth for deposits and payment of service in A2.4 of this Tariff shall apply. If a customer cancels an order for the Base File prior to the scheduled delivery date, the customer shall pay the Company a cancellation fee as specified in A38.1.3.B. If a customer terminates his subscription to DADS on or after the scheduled delivery date of the Base File, termination fees are due as outlined in A38.1.3.C.
- F. The customer shall provide written specifications, signed by a duly authorized representative of the customer, for each DADS order. All orders must be confirmed in writing by the customer. The Company shall not be liable for any errors or deficiencies in the data provided. The customer agrees to release the Company from any and all liability which may arise due to any errors and omissions in the Company's listings.
- G. The customer shall protect, indemnify, save harmless and defend the Company from and against any and all loss, liability, damages and expense arising out of any demand, claim, suit or judgment for damages that may arise out of the Company's supplying of DADS or use of data contained therein irrespective of any fault, failure, or negligence on the part of the Company.
- H. Neither the customer nor its employees, agents or representatives shall represent in any way to any person or make any untrue or misleading advertising claim that its directory assistance type service is sponsored or approved by the Company or that the Company or any of its affiliates are in any way connected with the customer or that the Company or any of its affiliates have any responsibility for the customers service.
- I. The customer, its employees, representatives or agents shall not use any methods of advertisement, solicitation, order form, billing invoice, stationary, promotional material or any artifice or device which would tend to create the impression or imply that the customer was or is associated with or sponsored by the Company or any of its affiliates. In addition, the customer shall prominently display its name on each of the above and identify itself by name when providing directory assistance type services to its end users.
- ~~J. (DELETED)~~ (D)
- ~~K. (DELETED)~~ (D)
- ~~L. (DELETED)~~ (D)
- ~~M. (DELETED)~~ (D)
- ~~N. (DELETED)~~ (D)
- ~~O.~~ Addresses associated with Non-Published subscriber listings are provided for the sole purpose of differentiating an end user listing request. The customer may not provide a Non-Published subscriber address to their end user. (T)

A38. LISTING SERVICES

A38.1 Directory Assistance Database Service (DADS)

A38.1.1 Description of Service

- A. Upon request, the Company will provide local exchange subscriber name, address and telephone number listings (except as limited by D. following), for the purpose of providing Directory Assistance type services to *customer's* end users *and as otherwise permitted by applicable law or regulation*. The term "end user" denotes any entity who obtains Directory Assistance type services for its own use from a DADS customer. Directory Assistance type services are defined as:
1. Voice Directory Assistance (DA Operator or DA Operator System assisted), and
 2. Electronic Directory Assistance (Data Systems assisted).
- B. DADS is available and may be ordered on a Business, Residence or combined Business and Residence listings basis for each Central Office requested. The data provided will include all eligible listings as outlined in C. and D. following.
- C. DADS will include the following:
1. Base File
An extract containing all qualified listed names, addresses and telephone numbers of Company subscribers and any Independent Telephone Company (ICO) and Competitive Local Exchange Carrier (CLEC) subscriber listing information associated with lines located in a requested NPA that such companies have chosen to provide to BellSouth as follows:
 - a. Listed Name - As input on the Company service order.
 - b. Listed Address - House Number Prefix or Suffix, Street Name Prefix or Suffix, Address Prefix or Suffix, Community Name, State Name.
 - c. Telephone Number
 - d. Account NPA - Originating NPA
 - e. Account NXX - Originating NXX
 - f. Exchange Code - Originating Community Code
 - g. Date - Current date of Extract/Update
 - h. Directory Indicator - Alternate Community Name Indicator, if applicable indicator will be set for foreign directory name.
 - i. Directory Name - Alternate Community Name, if applicable for foreign directory name listing.
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 - k. Phrase Codes - Special information regarding listing's telephone service (e.g., telephone observing equipment, teletype service for the deaf).In addition to the preceding listed information, the customer may optionally request Non-Listed listings which will include the information defined in a., b. and c. preceding and/or Non-Published listings which will include information defined in a. and b. preceding.
The Company will require sufficient time (approximately one month) after receiving an order to prepare the Base File.
 2. Daily Updates
Daily updates will reflect all listing change activity occurring since the customer's most recent update. The updates are provided on a Business, Residence, or combined Business and Residence basis. The updates shall be used solely by the customer to keep his information current. Delivery of Daily Updates will commence the day after the customer receives his Base File.
- D. DADS is not a verbatim copy of the Company's Directory Assistance (DA) Database or of the Company's Directory. The following listings will not be provided with DADS:
1. Secondary Listings
 2. Listings that are deemed by the Company as inappropriate to provide
- E. DADS will provide the available subscriber listing information of ICOs or CLECs who have chosen to provide their subscribers' listings to the Company, per terms and conditions agreed to by the Company and the ICO or CLEC.
- F. The Company reserves the right to exclude any name at the request of the Company's subscribers.
- G. Rates, Cancellation fees, and Termination Liability fees for DADS are as set forth in A38.1.3 following.

A38. LISTING SERVICES

A38.1 Directory Assistance Database Service (DADS) (Cont'd)

A38.1.2 Regulations

- A. All right, title and interest in and to DADS, including all intellectual property rights pertaining thereto, will remain with the Company. The Company licenses the use of DADS to the customer. The title to DADS shall remain solely with the Company whether or not it is in the possession of a customer.
- B. Use of DADS shall be limited solely to the customer's provisioning of Directory Assistance type services as defined in A38.1.1 preceding *and as otherwise permitted by applicable law or regulation.* (C)
- C. DADS may not be used for any purpose which violates federal or state laws, statutes, regulatory orders or tariffs.
- D. Except for the permitted uses, the customer shall not (i) disclose DADS to others and shall use due care in providing for the security and confidentiality of DADS, (ii) rent *or* license DADS for any purpose, *or* (iii) permit its end users to do *either of* the same. The customers shall not reproduce DADS except for the preparation of archival or backup copies *or as otherwise permitted by applicable law or regulation.* Failure to comply with the provisions of this Tariff shall result in termination of the service and customer shall immediately return to the Company all copies of DADS in its possession and shall make no further use of DADS data. The Company may refuse to furnish the service when it has reasonable grounds to believe that such service shall be used in violation of this Tariff. (C)
- E. The minimum service period for DADS is twelve (12) months. The regulations as set forth for deposits and payment of service in A2.4 of this Tariff shall apply. If a customer cancels an order for the Base File prior to the scheduled delivery date, the customer shall pay the Company a cancellation fee as specified in A38.1.3.B. If a customer terminates his subscription to DADS on or after the scheduled delivery date of the Base File, termination fees are due as outlined in A38.1.3.C.
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- G. The customer shall protect, indemnify, save harmless and defend the Company from and against any and all loss, liability, damages and expense arising out of any demand, claim, suit or judgment for damages that may arise out of the Company's supplying of DADS or use of data contained therein irrespective of any fault, failure, or negligence on the part of the Company.
- H. Neither the customer nor its employees, agents or representatives shall represent in any way to any person or make any untrue or misleading advertising claim that its directory assistance type service is sponsored or approved by the Company or that the Company or any of its affiliates are in any way connected with the customer or that the Company or any of its affiliates have any responsibility for the customers service.
- I. The customer, its employees, representatives or agents shall not use any methods of advertisement, solicitation, order form, billing invoice, stationary, promotional material or any artifice or device which would tend to create the impression or imply that the customer was or is associated with or sponsored by the Company or any of its affiliates. In addition, the customer shall prominently display its name on each of the above and identify itself by name when providing directory assistance type services to its end users.
- J. Addresses associated with Non-Published subscriber listings are provided for the sole purpose of differentiating an end user listing request. The customer may not provide a Non-Published subscriber address to their end user. (T)