

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for approval of ) DOCKET NO. 961540-TP  
interconnection agreement ) ORDER NO. PSC-97-0353-FOF-TP  
between GTE Florida Incorporated ) ISSUED: March 28, 1997  
and WinStar Wireless of Florida, )  
Inc. )  
\_\_\_\_\_)

The following Commissioners participated in the disposition of this matter:

JULIA L. JOHNSON, Chairman  
SUSAN F. CLARK  
J. TERRY DEASON  
JOE GARCIA  
DIANE K. KIESLING

ORDER APPROVING INTERCONNECTION AGREEMENT  
BETWEEN GTE FLORIDA INCORPORATED AND WINSTAR WIRELESS  
OF FLORIDA, INC.

BY THE COMMISSION:

BACKGROUND

On December 27, 1996, GTE Florida Incorporated (GTEFL) and WinStar Wireless of Florida (WinStar) filed a petition for approval of an interconnection agreement that was executed on November 22, 1996. The companies sought approval of the agreement under the Telecommunications Act of 1996 (the Act). The agreement governs the relationship between the companies regarding local interconnection trunk arrangements, points of interconnection, meet point arrangements, network services and management, 911/E911, information services, and ancillary services such as busy line verification and interrupt, directory listings and directory distribution, directory assistance, and interim number portability. The agreement resolved the major issues between the parties and comports with the requirements of the Act.

Both the Act and the revised Chapter 364, Florida Statutes, encourage parties to enter into negotiated agreements to bring about local exchange competition as quickly as possible. If the parties reach a negotiated agreement, under Section 252(e) of the Act, it is to be filed with the state commission for approval. In addition, Section 252(a)(1) of the Act requires that "the agreement

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shall include a detailed schedule of itemized charges for interconnection and each service or network element included in the agreement." Under Section 252(e)(4), the Commission must approve or reject the agreement within 90 days after submission, or the agreement shall be deemed approved.

We have reviewed the agreement between GTEFL and WinStar and we find it to be in compliance with both the Florida statutes and the Telecommunications Act of 1996.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the interconnection agreement between GTE Florida Incorporated and WinStar Wireless of Florida is approved. It is further

ORDERED that if GTE Florida Incorporated and WinStar Wireless of Florida should modify their agreement, they are required to file supplements to their agreement with the Commission for review under the provisions of 47 U.S.C. Section 252(e). It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 28th day of March, 1997.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

by: Kay Flynn  
Chief, Bureau of Records

( S E A L )  
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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.