

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by AT&T
Communications of the Southern
States, Inc. and d/b/a Connect
'N Save for modification of
BellSouth Telecommunications,
Inc.'s policies regarding
porting of Direct-In-Dial (DID)
Numbers.

DOCKET NO. 980770-TP
ORDER NO. PSC-99-0562-FOF-TP
ISSUED: March 26, 1999

The following Commissioners participated in the disposition of
this matter:

J. TERRY DEASON
JULIA L. JOHNSON
E. LEON JACOBS, JR.

ORDER ACKNOWLEDGING VOLUNTARY DISMISSAL
AND CLOSING DOCKET

BY THE COMMISSION:

On June 19, 1998, AT&T Communications of the Southern States,
Inc. (AT&T) filed a petition asking us to modify BellSouth
Telecommunications, Inc.'s (BellSouth) policies on porting Direct-
In-Dial numbers (Complaint). BellSouth responded on July 13, 1998.

In its Complaint, AT&T complained that it was not being
treated "fairly" by BellSouth, because BellSouth's existing
policies did not allow ALECs to buy DID numbers in blocks of less
than 20 numbers. AT&T explained that it was currently engaged in
testing its AT&T Digital Link (ADL) service in Florida, and that
part of that testing required some DID numbers to be ported from
BellSouth's switch to an AT&T switch. AT&T learned, however, that
BellSouth's A12.7.1 tariff only allowed DID numbers to be arranged
in blocks of 20 numbers. AT&T asserted that this policy was
improper, because it would require a customer to port more numbers
to AT&T than the customer needed, and would also unnecessarily
consume DID numbers. AT&T asserted that it discussed this concern
with BellSouth, whereupon BellSouth agreed to sell DID numbers in

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blocks of less than 20. BellSouth indicated, however, that a \$630 nonrecurring charge would be assessed to AT&T, as well as an additional \$2.20 per number, with another additional \$.20 monthly charge assessed per number in the block. AT&T and BellSouth were unable to reach an agreement; therefore, AT&T filed this Complaint. An Order Establishing Procedure was issued and this matter was set for an administrative hearing on April 14, 1999.

On February 15, 1999, AT&T filed a Notice of Voluntary Dismissal without prejudice. In its Notice, AT&T notes that on December 17, 1998, BellSouth filed its tariff to allow DID numbers to be ported in blocks of less than 20 numbers and to allow the porting of non-consecutive numbers. As a result, AT&T has noticed its voluntary dismissal of its complaint without prejudice.

We hereby acknowledge AT&T's Notice of Voluntary Dismissal. With AT&T's voluntary dismissal of its Complaint, no further issues remain for us to address. Therefore, the April 14, 1999, hearing scheduled in this Docket is canceled, and this Docket shall be closed.

Based on the foregoing, it is therefore

ORDERED by the Florida Public Service Commission that this Docket shall be closed.

By ORDER of the Florida Public Service Commission this 26th day of March, 1999.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
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.