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REPLY TO:
P.O. BOX 10095
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October 20, 1994

Ms. Blanca Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32399-0850

via Hand Delivery

Re: Expanded Interconnection Phase II and Local
Transport Restructure; Docket No. 921074-TP

Dear Ms. Bayo:

Enclosed for filing please find an original and fifteen copies of Time Warner AxS of Florida, L.P.'s Memorandum in Response to Southern Bell's Motion for Modification of Page and Word Limits for the above-referenced docket. You will also find a copy of this letter enclosed. Please date-stamp this copy to indicate that the original was filed and return to me.

If you have any questions regarding this matter, please feel free to contact me. Thank you for your assistance in processing this filing.

Respectfully,

PENNINGTON & HABEN, P.A.

Peter M. Dunbar
Peter M. Dunbar

ACK ✓
AFA _____
APP _____
CAF _____
CTR _____
EAG _____
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OPC _____
RCH _____
SEC 1
WAS _____
OTH _____

PMD/tmz
Enclosures

cc: All parties of record (w/ enclosures)

DOCUMENT NUMBER-DATE
10712 OCT 20 94
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Expanded Interconnection)
Phase II and Local Transport)
Restructure)

Docket No. 921074-TP
Docket No. 930955-TL
Docket No. 940014-TL
Docket No. 940020-TL
Docket No. 931196-TL
Docket No. 940190-TL
Filed: October 20, 1994

**MEMORANDUM IN RESPONSE TO SOUTHERN BELL'S MOTION FOR
MODIFICATION OF PAGE AND WORD LIMITS**

Time Warner AxS of Florida, L.P. ("Time Warner") by and through its undersigned counsel, and pursuant to Rule 25-22.037, Florida Administrative Code, submits to the Florida Public Service Commission ("Commission") the following Memorandum in Response to BellSouth Telecommunications Inc.'s ("Southern Bell" or "Company") October 12, 1994, Motion for Modification of Page and Word Limits, and in support thereof states the following:

1. Time Warner does not object to Southern Bell's Brief exceeding the sixty page limit set forth in Rule 25-22.056(1)(d), Florida Administrative Code. While some parties address only a limited number of issues, Southern Bell must address each issue in this proceeding. Thus, Time Warner agrees that the number of consolidated dockets in this proceeding may warrant Commission latitude in terms of page limits for Southern Bell's brief.

2. Fairness dictates that the parties proceed within the same limitations under the rules unless appropriate relief has been afforded by the Commission. Time Warner does not object to Southern Bell exceeding the fifty word position summary limit required by Rule 25-22.056(3)(a), Florida Administrative Code, provided the Commission affords such relief. Other parties

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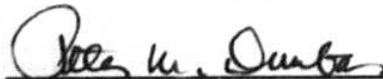
FPSC-RECORDS/REPORTING

exceeding said limit without relief from the Commission, however, should not be permitted to do so.

3. Because position summaries are incorporated directly into staff's post hearing recommendation to the Commission, and the parties are not otherwise allowed to address the Commission when the Commissioners vote on the issues, it is unfair for some parties to exceed the Commission's position summary rule by as much as fifty percent, without Commission approval, while the remaining parties comply with the word limitations.¹

WHEREFORE, Time Warner respectfully submits its response for consideration by the Commission concerning the word limitation on post hearing position statement summaries.

RESPECTFULLY SUBMITTED this 20th day of October, 1994.



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¹. In this context, Centel and United have simply taken what Southern Bell has requested. That is, they have filed a brief which includes position summaries of seventy five words or more.

**CERTIFICATE OF SERVICE
DOCKET NO. 921074-TR**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by U.S. Mail on this 20th day of October, 1994, to the following parties of record:

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