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November 20, 1995

ORIGINAL  
FILE COPY

Ms. Blanca Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

via Hand Delivery

Re: Resolution of Petition(s) to Establish 1995 Rates,  
Terms, and Conditions for Interconnection Involving  
Local Exchange Companies and Alternative Local  
Exchange Companies Pursuant to Section 364.162,  
Florida Statutes; Docket No. 950985-TP

Dear Ms. Bayo:

Enclosed for filing please find an original and fifteen copies  
of Time Warner AxS of Florida, L.P.'s Petition to Establish  
Nondiscriminatory Rates, Terms and Conditions for Interconnection  
between Time Warner and BellSouth and the Direct Testimony of Joan  
McGrath for the above-referenced docket.

You will also find a copy of this letter and a diskette in  
Word Perfect 5.1 format enclosed. Please date-stamp the copy of  
this letter 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.

Respectfully,

PENNINGTON & HABEN, P.A.

Charles W. Murphy

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*Charles W. Murphy*

*Testimony*  
DOCUMENT NUMBER-DATE

*Petition*  
DOCUMENT NUMBER-DATE

cc: All Parties of Record (w/ enclosure)

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FPSC-RECORDS/REPORTING

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- RCH
- SEC  CWM/tmz Enclosures
- WAS
- QTH

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Resolution of Petition(s) ) Docket No. 950985-TP  
to Establish Nondiscriminatory ) Filed: November 20, 1995  
Rates, Terms, and Conditions for )  
Interconnection Involving Local )  
Exchange Companies and Alternative )  
Local Exchange Companies Pursuant )  
to Section 364.162, Florida Statutes )  
\_\_\_\_\_ )

**TIME WARNER AXS OF FLORIDA, L.P.'S PETITION TO ESTABLISH  
NONDISCRIMINATORY RATES, TERMS, AND CONDITIONS FOR  
INTERCONNECTION BETWEEN TIME WARNER AND BELL SOUTH  
AND THE DIRECT TESTIMONY OF JOAN MCGRATH**

COMES NOW, Time Warner AxS of Florida, L.P. ("Time Warner" or "Petitioner"), pursuant to Rule 25-22.036, F.A.C., Section 364.162, Florida Statutes, and the Order Establishing Procedure and files its Petition to Establish Nondiscriminatory Rates, Terms, and Conditions for Interconnection between Time Warner and BellSouth and its Direct Testimony of Joan McGrath. In support thereof, Time Warner states the following:

A. The names and addresses of the persons to whom copies of all correspondence, notices, orders and other documents in this proceeding should be sent are as follows:

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DOCUMENT NUMBER-DATE

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B. The address for Time Warner is 2251 Lucien Way, Suite 320, Maitland, Florida 32751.

C. Time Warner filed a notice of intent to provide alternative local exchange telecommunications services with the Commission on August 1, 1995. Time Warner is the holder of Alternative Local Exchange Certificate No. 3167 and is authorized to provide ALEC services beginning January 1, 1996.

D. Time Warner requires an agreement establishing acceptable rates, terms, and conditions for interconnection with the BellSouth network before Time Warner can enter the local exchange market.

E. After extensive preliminary discussions between the parties, negotiations between Time Warner and BellSouth began on August 9, 1995, at a meeting held in Atlanta Georgia.

F. Pursuant to Section 364.162, Florida Statutes, if interconnection negotiations are unsuccessful, after 60 days either party may petition the Commission to establish nondiscriminatory rates, terms, and conditions.

G. To date, Time Warner and BellSouth have been unable to reach a comprehensive written agreement establishing the rates, terms, and conditions for interconnection of the BellSouth and Time Warner networks.

H. While there does not appear to be disagreement on every aspect of interconnection, absent a written agreement between Time Warner and BellSouth, Time Warner believes that the Commission must resolve the following issues:

1. What are the appropriate rate structures, interconnection rates, or other compensation arrangements for the exchange of local and toll traffic between Time Warner and Southern Bell?
2. If the Commission sets rates, terms, and conditions for interconnection between Time Warner and Southern Bell, should Southern Bell tariff the interconnection rate(s) or other arrangements?
3. What are the appropriate technical and financial arrangements which should govern interconnection between Time Warner and Southern Bell for the delivery of calls originated and/or terminated from carriers not directly connected to the Time Warner network?
4. What are the appropriate technical and financial requirements for the exchange of intraLATA 800 traffic which originates from Time Warner's customer and terminates to an 800 number served by or through Southern Bell?
- 5a. What are the appropriate technical arrangements for the interconnection of Time Warner's network to Southern Bell's 911 provisioning network such that Time Warner's customers are ensured the same level of 911 service as they would receive as a customer of Southern Bell?

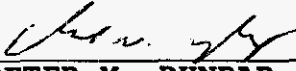
- 5b. What procedures should be in place for the timely exchange and updating of Time Warner's customer information for inclusion in appropriate E911 databases?
6. What are the appropriate technical and financial requirements for operator handled traffic flowing between Time Warner and Southern Bell including busy line verification and emergency interrupt services?
7. What are the appropriate arrangements for the provision of directory assistance services and data between Time Warner and Southern Bell?
8. Under what terms and conditions should Southern Bell be required to list Time Warner's customers in its white and yellow pages directories and to publish and distribute these directories to Time Warner's customers?
9. What are the appropriate arrangements for the provision of billing and collection services between Time Warner and Southern Bell, including billing and clearing credit card, collect, third party and audiotext calls?
10. What arrangements are necessary to ensure the provision of CLASS/LASS services between Time Warner's and Southern Bell's networks?

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11. What are the appropriate arrangements for physical interconnection between Time Warner and Southern Bell, including trunking and signalling arrangements?
  12. To the extent not addressed in the number portability docket, Docket No. 950737-TP, what are the appropriate financial and operational arrangements for interexchange calls terminated to a number that has been "ported" to Time Warner.
  13. What arrangements, if any, are necessary to address other operational issues?
  14. What arrangements, if any, are appropriate for the assignment of NXX codes to Time Warner?

I. Time Warner's positions regarding the foregoing issues are set forth more fully in the direct testimony of Joan McGrath which is attached to this petition.

**WHEREFORE** Time Warner AxS of Florida, L.P. respectfully requests the Florida Public Service Commission to set nondiscriminatory rates, terms, and conditions for interconnection of the Time Warner and BellSouth networks.

RESPECTFULLY SUBMITTED this 20th day of November, 1995.

  
\_\_\_\_\_  
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Florida, L.P.

**CERTIFICATE OF SERVICE**  
**DOCKET NO. 950985-TP**

I HEREBY CERTIFY that a true and correct copy of Time Warner AxS of Florida, L.P.'s Petition to Establish Nondiscriminatory Rates, Terms, and Conditions for Interconnection between Time Warner and BellSouth and the Direct Testimony of Joan McGrath has been served by either \*Federal Express or Hand Delivery on this 20th day of November, 1995, to the following parties of record:

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