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RUTLEDGE, ECENIA, UNDERWOOD, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION  
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA  
KENNETH A. HOFFMAN  
THOMAS W. KONRAD  
R. DAVID PRESCOTT  
HAROLD F. X. PURNELL  
GARY R. RUTLEDGE  
R. MICHAEL UNDERWOOD  
WILLIAM B. WILLINGHAM

POST OFFICE BOX 551, 32302-0551  
215 SOUTH MONROE STREET, SUITE 420  
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (904) 681-6788  
TELECOPIER (904) 681-6515

December 15, 1995

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FILE COPY

GOVERNMENTAL CONSULTANTS:  
PATRICK R. MALOY  
AMY J. YOUNG

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Betty Easley Conference Center  
Room 110  
Tallahassee, Florida 32399-0850

HAND DELIVERY

Re: Docket No. 950985-TP

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of Teleport Communications Group Inc. are the original and fifteen copies of TCG's Status Report.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,

Kenneth A. Hoffman

- ACK
- AFA
- APP  KAH/rl
- CAF  cc: All Parties of Record
- CMU  Chase
- CTR
- EAG
- LEG  1
- LIN  5
- OPC
- RCH
- SEC  1
- WAS
- OTH

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**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Resolution of Petition(s) )  
to establish nondiscriminatory )  
rates, terms, and conditions for ) Docket No. 950985-TP  
interconnection involving local )  
exchange companies and alternative ) Filed: December 15, 1995  
local exchange companies pursuant )  
to Section 364.162, Florida )  
Statutes. )  
\_\_\_\_\_ )

**TCG'S STATUS REPORT**

Teleport Communications Group Inc./TCG South Florida ("TCG"), pursuant to the requirement set forth in Order No. PSC-95-1300-PCO-TP issued by the Prehearing Officer on October 20, 1995, hereby files its Status Report concerning the need for a final hearing on TCG's Petition to Establish Economically Viable, Nondiscriminatory Mutual Compensation Rates for the Exchange of Telephone Traffic between TCG and BellSouth Telecommunications, Inc. ("BellSouth"), and states as follows:

1. On August 31, 1995, TCG filed a Petition to Establish Economically Viable, Nondiscriminatory Mutual Compensation Rates for the Exchange of Telephone Traffic between TCG and BellSouth. The Petition was filed pursuant to Section 364.162(2), Florida Statutes (1995), after TCG and BellSouth were unable to successfully negotiate mutually acceptable prices, terms and conditions of interconnection for the exchange of telephone traffic.

2. The final hearing on TCG's Petition was scheduled for October 23-28, 1995. However, on October 17, 1995, TCG and BellSouth executed a Stipulation and Agreement proposing to resolve not only the issues in the above-captioned docket, but the issues

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raised in Docket Nos. 950696-TP (interim universal service/carrier-of-last-resort recovery mechanism), 950737-TP (temporary telephone number portability solution) and 950984-TP (unbundling and resale of local exchange telecommunications company network features, functions and capabilities). The effectiveness of the Stipulation and Agreement was contingent on the Commission's approval of BellSouth's proposed interim universal service/carrier-of-last-resort recovery mechanism - Alternative 1, as modified by the Stipulation and Agreement.

3. In light of the October 17, 1995 Stipulation and Agreement between TCG and BellSouth and the above contingency for the effectiveness thereof, TCG and BellSouth filed a Joint Motion for Stay of the above-captioned proceeding on October 17, 1995. The purpose of the Joint Motion for Stay was to provide for a temporary stay of the above-captioned proceeding in the event a final hearing proved unnecessary should the Commission approve BellSouth's proposed Alternative 1, as modified by said Stipulation and Agreement, in Docket No. 950696-TP. As a part of the Joint Motion for Stay of Proceeding, TCG and BellSouth advised that it would file a status report with the Commission on or before December 15, 1995, indicating whether a final hearing in the above-captioned docket would be necessary.

4. Yesterday, December 14, 1995, the Commission voted on the Staff Recommendation in Docket No. 950696-TP. The Commission did not approve BellSouth's proposed Alternative 1, as modified by the above-said Stipulation and Agreement. Page 8 of the Stipulation

and Agreement governs the actions to be taken by the parties in such event and states, in pertinent part:

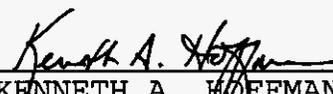
[I]f BellSouth's proposed Alternative 1, as modified by this Stipulation and Agreement ... is not adopted by the Commission ... the parties recognize that the local interconnection arrangements agreed to herein are not appropriate and are null and void. In that event, the parties will begin to negotiate different local interconnection arrangements as expeditiously as possible. These negotiations should include some interim arrangements that could become effective on January 1, 1996, while further negotiations or Commission proceedings, if necessary, continue. The parties stipulate and agree that the terms, conditions and prices ultimately ordered by the Commission, or negotiated by the parties, will be effective retroactive to January 1, 1996. (Emphasis supplied.)

5. On December 13, 1995, TCG executed and joined a Second Stipulation and Agreement entered into and filed with the Commission on December 8, 1995 by BellSouth, Florida Cable Telecommunications Association, Inc., Continental Cablevision, Inc. and Time Warner AxS/Digital Media Partners. This Second Stipulation also proposes to resolve any and all issues raised in Docket Nos. 950696-TP, 950737-TP, 950984-TP and 950985-TP (and the sub-dockets opened therein). However, the effectiveness of the Second Stipulation and Agreement is predicated on Commission approval as reflected in the provision on page 16 of said agreement:

The undersigned parties further agree that, in the event the Commission does not adopt this Stipulation and Agreement in its entirety, the Stipulation and Agreement shall not be binding upon the parties.

6. A final hearing in the above-captioned docket on TCG's Petition as well as similar petitions filed by Continental Cablevision, Inc., Time Warner AxS, LP./Digital Media Partners, MCI Metro Access Transmission Services, Inc. and Metropolitan Fiber Systems of Florida, Inc. is currently scheduled for hearing on January 10-13, 1996. In light of the facts set forth in this Status Report, TCG advises the Commission that a final hearing remains necessary as scheduled unless and until the Commission approves the above-described Second Stipulation and Agreement. Whether interconnection rates are set by the Commission or are established pursuant to the Second Stipulation and Agreement (if approved by the Commission), such rates will be retroactively applied to any exchange of telephone traffic between TCG and BellSouth effective January 1, 1996.

Respectfully submitted,

  
KENNETH A. HOFFMAN, ESQ.  
WILLIAM B. WYLLINGHAM, ESQ.  
P. O. Box 551  
Tallahassee, FL 32302-0551  
(904) 681-6788

and

JODIE DONOVAN-MAY, ESQ.  
TCG - Washington, DC  
2 Lafayette Centre  
Suite 400  
1133 Twenty First Street, NW  
Washington, DC 20036  
(202) 739-0010

Counsel for TCG

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing TCG's Status Report was furnished by U. S. Mail this 15th day of December, 1995, to the following:

Lee L. Willis, Esq.  
J. Jeffrey Wahlen, Esq.  
MacFarlane, Ausley, et al.  
227 S. Calhoun Street  
Tallahassee, FL 32301

Anthony P. Gillman, Esq.  
Kimberly Caswell, Esq.  
GTE Florida Incorporated  
P. O. Box 110, FLTC0007  
Tampa, FL 31601-0110

Steven D. Shannon  
MCI Metro Access Transmission  
Svcs., Inc.  
2250 Lakeside Blvd.  
Richardson, TX 75082

Leslie Carter  
Digital Media Partners  
1 Prestige Place, Suite 255  
2600 McCormack Drive  
Clearwater, FL 34619-1098

F. Ben Poag  
Sprint/United-Florida  
Sprint/Centel-Florida  
P. O. Box 165000 (M.C. #5326)  
Altamonte Springs, FL 32716-  
5000

James C. Falvey, Esq.  
Swidler & Berlin, Chartered  
3000 K Street, N.W., Suite 300  
Washington, DC 20007

David Erwin, Esq.  
P. O. Box 1833  
Tallahassee, FL 32302-1833

Richard A. Gerstemeier  
Time Warner AxS of Florida,  
L.P.  
2251 Lucien Way, Suite 320  
Maitland, FL 32751-7023

Leo I. George  
Lonestar Wireless of Florida,  
Inc.  
1146 19th Street, N.W., Suite  
200  
Washington, DC 20036

Charles W. Murphy, Esq.  
Pennington Law Firm  
P. O. Box 10095  
Tallahassee, FL 32302

Patrick K. Wiggins, Esq.  
Wiggins & Villacorta, P.A.  
P. O. Drawer 1657  
Tallahassee, FL 32302

Andrew D. Lipman  
Metropolitan Fiber Systems of  
Florida, Inc.  
One Tower Lane, Suite 1600  
Oakbrook Terrace, IL 60181-  
4630

H. W. Goodall  
Continental Fiber  
Technologies, Inc.  
4455 Baymeadows Road  
Jacksonville, FL 32217-4716

Richard D. Melson, Esq.  
P. O. Box 6526  
Tallahassee, FL 32314

J. Phillip Carver, Esq.  
c/o Nancy H. Sims  
Southern Bell Telephone &  
Telegraph Company  
150 S. Monroe Street, Suite  
400  
Tallahassee, FL 32301

John Murray  
Payphone Consultants, Inc.  
3431 N.W. 55th Street  
Fort Lauderdale, FL 33309-6308

Patricia Kurlin, Esq.  
Intermedia Communications of  
Florida, Inc.  
9280 Bay Plaza Blvd.  
Suite 720  
Tampa, FL 33619-4453

Gary T. Lawrence  
City of Lakeland  
501 East Lemon Street  
Lakeland, FL 33801-5079

Ms. Jill Butler  
2773 Red Maple Ridge  
Tallahassee, FL 32301

Graham A. Taylor  
TCG South Florida  
1001 W. Cypress Creek Road  
Suite 209  
Ft. Lauderdale, FL 33309-1949

Clay Phillips  
Utilities & Telecommunications  
Room 410  
House Office Bldg.  
Tallahassee, FL 32399

Greg Krasovsky  
Commerce & Economic  
Opportunities  
Room 4265  
Senate Office Bldg.  
Tallahassee, FL 32399

Charles Beck, Esq.  
Office of Public Counsel  
111 West Madison Street  
Room 812  
Tallahassee, FL 32399-1400

Nels Roseland  
Executive Office of the  
Governor  
Office of Planning & Budget  
The Capitol, Room 1502  
Tallahassee, FL 32399

Robert V. Elias, Esq.  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Room 370  
Tallahassee, FL 32399-0850

Floyd R. Self, Esq.  
Messer, Caparello, et al.  
P. O. Box 1876  
Tallahassee, FL 32302

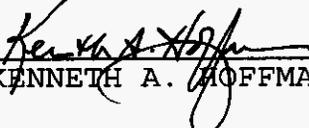
Michael W. Tye, Esq.  
AT&T  
101 North Monroe Street  
Suite 700  
Tallahassee, FL 32301

Robin D. Dunson, Esq.  
1200 Peachtree Street, NE  
Promenade I, Room 4038  
Atlanta, GA 30309

Sue E. Weiske  
Senior Counsel  
Time Warner Communications  
160 Inverness Drive West  
Englewood, CO 80112

Laura L. Wilson, Esq.  
FCTA  
310 N. Monroe Street  
Tallahassee, FL 32301

Donald L. Crosby, Esq.  
Continental Cablevision, Inc.  
Southeastern Region  
7800 Belfort Parkway, St. 270  
Jacksonville, FL 32256-6925

By:   
KENNETH A. HOFFMAN

inter.report