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October 7, 1996

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: Investigation into Temporary Local Telephone Number
Portability Solution to Implement Competition in
Local Exchange Telephone Markets
Docket No. 950737-TP

Dear Ms. Bayo:

Enclosed for filing please find an original and fifteen copies
of Time Warner AxS of Florida, L.P.'s d/b/a Time Warner
Communications and Digital Media Partners Prehearing Statement for
the above-referenced docket.

You will also find a copy of this letter 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, CULPEPPER, MOORE,
WILKINSON, DUNBAR & DUNLAP, P.A.

Peter M. Dunbar
Peter M. Dunbar

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CERTIFICATE OF SERVICE
DOCKET NO. 950737-TP

I HEREBY CERTIFY that a true and correct copy of Time Warner AxS of Florida, L.P.'s d/b/a Time Warner Communications and Digital Media Partners Prehearing Statement has been served by U.S. Mail on this 7th day of October, 1996, to the following parties of record:

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PETER M. DUNBAR, ESQ.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Investigation into Temporary) Docket No. 950737-TP
Local Telephone Number Portability) Filed: October 7, 1996
Solution to Implement Competition in)
Local Exchange Telephone Markets)
_____)

**PREHEARING STATEMENT BY TIME WARNER AXS OF FLORIDA, L.P. d/b/a
TIME WARNER COMMUNICATIONS AND DIGITAL MEDIA PARTNERS**

Comes now, Time Warner AxS of Florida, L.P. d/b/a Time Warner Communications and Digital Media Partners (collectively "Time Warner"), and pursuant to Rule 25-22.038, Florida Administrative Code, and the Order Establishing Procedure (Order No. PSC-96-1121-PC)-TP), respectfully submits its Prehearing Statement in the above-captioned docket to the Florida Public Service Commission ("Commission" or "FPSC").

A. WITNESSES, TESTIMONY AND ISSUES

Direct Testimony:

Witness Paul R. McDaniel -- Issues 1, 2

Rebuttal Testimony:

Witness Paul R. McDaniel -- Issues 1, 2, 3

B. EXHIBITS

No exhibits

C. STATEMENT OF BASIC POSITION

Time Warner's original position regarding the importance of service provider number portability for the development of local competition has not changed. This Commission in its Order No. PSC-95-1604-FOF-TP recognized the critical nature of this function. What has changed is the passage of the Federal Telecommunications Act of 1996 ("Act"), and the Federal

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Communications Commission's issuance of its July 2, 1996 Order. The Commission should revise the cost recovery mechanism to incorporate the sharing concept embodied in those mandates.

D-G. ISSUES AND POSITIONS

ISSUE 1: Is Order No. PSC-95-1604-FOF-TP inconsistent with the Federal Communications Commission's First Report and Order and Further Notice of Proposed Rulemaking in The Matter of Telephone Number Portability in CC Docket No. 95-116?

TIME WARNER'S POSITION: Yes. The Federal Communications Commission's (FCC's) First Report and Order and Further Notice of Proposed Rulemaking in The Matter of Telephone Number Portability in CC Docket No. 95-116 ("Order") requires that the costs of temporary or interim number portability ("INP") be shared among all telecommunications providers. The Florida Public Service Commission Order places all costs on new entrants.

ISSUE 2: What is the appropriate cost recovery mechanism for temporary number portability?

TIME WARNER'S POSITION: The appropriate cost recovery mechanism is to have each local exchange carrier pay their own routing costs, or, in the alternative, to have INP costs recovered based on the percentage of working telephone numbers each local service provider has.

ISSUE 3: Should there be any retroactive application of the Commission's decision in this proceeding, if so, what should be the effective date?

TIME WARNER'S POSITION: Since the Florida Commission is taking action in this case as a result of the FCC's Order, which was issued on July 2, 1996, an appropriate effective date could be date of the FCC Order. However, if the Commission is concerned about retroactive ratemaking, the date of the final order after this hearing is a reasonable effective date.


H. STIPULATIONS

Time Warner is not aware of any pending stipulations that have not been ruled on at this time.

I. PENDING MOTIONS

Time Warner is not aware of any pending motions that must be ruled on at this time.

RESPECTFULLY SUBMITTED this 7th day of October, 1996.



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