GTE FLORIDA INCORPORATED

REBUTTAL TESTIMONY OF DONALD W. McLEOD

DOCKET NO. 961173-TP 961189

Q. PLEASE STATE YOUR NAME AND BUSINESS ADDRESS.

A. My name is Donald W. McLeod. My business address is 600 Hidden Ridge, Irving, Texas.

Q. DID YOU FILE DIRECT TESTIMONY IN THIS PROCEEDING?

A. Yes, I did.

Q. WHAT IS THE PURPOSE OF YOUR REBUTTAL TESTIMONY?

A. I will address certain policy areas in which GTE and Sprint have not yet reached an agreement.

Q. SHOULD THE FINAL AGREEMENT BETWEEN SPRINT AND GTE IMPOSE MATERIAL AND RECIPROCAL OBLIGATIONS WITH RESPECT TO MATTERS OTHER THAN RECIPROCAL COMPENSATION ARRANGEMENTS FOR TRANSPORT AND TERMINATION?

A. Yes. Reciprocal arrangements will promote competition. Sprint has represented in its petition that it will give the same terms as an ILEC as it receives as an ALEC.

Q. SHOULD GTE BE LIABLE FOR NETWORK FRAUD CAUSED BY GTE'S NEGLIGENCE?

A. GTE should not be liable for damages incurred as a result of an intentional act of a third party, such as fraudulently gaining unauthorized access to the GTE network. Such risks should rest with Sprint, since the fraud is associated with Sprint's end users. GTE will cooperate with Sprint to investigate, minimize and take corrective action in cases of fraud.

Q. SHOULD GTE BE RESPONSIBLE FOR A PASS-THROUGH WHEN IT FAILS TO MEET COMMISSION-APPROVED SERVICE STANDARDS?

A. Where GTE has been given written notice by Sprint of any known violation of network standards, an adequate opportunity to correct the situation, the opportunity to participate and respond to [illegible] Commission actions, and GTE is responsible for the violation, GTE will agree to reimburse Sprint for any fines or forfeitures ultimately imposed by the Commission.

Q. SHOULD A SEPARATE CONTRACT BE REQUIRED FOR TRAFFIC WHERE SPRINT FUNCTIONS AS AN AGGREGATOR OR TANDEM PROVIDER?

A. GTE's position on a bill-and-keep method for local traffic is explicitly predicated upon approximately equal Sprint and GTE end user traffic. Therefore, it is inappropriate in a bill-and-keep environment to have

non-Sprint end users' traffic terminate to GTE. GTE would require a separate agreement with any third party for local traffic termination.

Q. DOES THAT CONCLUDE YOUR REBUTTAL TESTIMONY?

A. Yes, it does.