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LEGAL DEPT

Legal Department

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BellSouth Telecommunications, Inc.
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January 21, 1997

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

RE: Docket No. 961346-TP

Dear Mrs. Bayo:

Enclosed are an original and fifteen copies of BellSouth Telecommunications, Inc.'s Prehearing Statement. Please file these documents in the captioned docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served on the parties shown on the attached Certificate of Service.

Sincerely,

Nancy B. White
Nancy B. White (AW)

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU 2 _____
- CTR _____
- EAG _____
- LEG 1 _____
- IN 2 _____
- JPC _____
- RCH _____
- SEC 1 _____
- VAS _____
- OTH _____

Enclosures

cc: All Parties of Record
A. M. Lombardo
R. G. Beatty
W. J. Ellenberg

DOCUMENT NUMBER-DATE
00707 JAN 21 97
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Arbitration)
of Dispute with BellSouth)
Telecommunications, Inc.) Docket No. 961346-TP
Regarding Call Forwarding, by)
Telenet of South Florida, Inc.) Filed: January 21, 1997
_____)

Prehearing Statement of BellSouth Telecommunications, Inc.

BellSouth Telecommunications, Inc. ("BellSouth"), in compliance with the Order Establishing Procedure (Order No. PSC-97-0041-PCO-TP) issued January 9, 1997, submits its Prehearing Statement for Docket No. 961346-TP.

A. Witnesses

BellSouth proposes to call the following witness to offer testimony on the issues set forth in this matter:

Robert C. Scheye (Direct) All issues

BellSouth reserves the right to call rebuttal witnesses (BellSouth's rebuttal testimony is not due until January 27, 1997), witnesses to respond to Commission inquiries not addressed in direct or rebuttal testimony and witnesses to address issues not presently designated that may be designated by the Prehearing Officer at the prehearing conference to be held on January 24, 1997.

B. Exhibits

None at this time.

BellSouth reserves the right to file exhibits to any testimony that may be filed under the circumstances identified in Section "A" above. BellSouth also reserves the right to introduce exhibits for

cross-examination, impeachment, or any other purpose authorized by the applicable Florida Rules of Evidence and Rules of this Commission.

C. Statement of Basic Position

Telenet is reselling Custom Calling Services, specifically the Call Forwarding features so as to avoid the payment of toll charges, all in violation of the rules, regulations and nature of the service. Section A13.9.1.A of BellSouth's General Subscriber Services Tariff states that Call Forwarding is the transference of local calls and may not be used to extend calls to avoid payment of toll charges. Telenet uses Call Forwarding to forward calls from one local calling area to another that would otherwise be a toll call between the call originator and the call terminator.

BellSouth's tariffed terms and conditions concerning the Call Forwarding features are reasonable and nondiscriminatory. The terms and conditions promote efficient use of the network, affect the price of the service and were approved by this Commission. These terms and conditions are supported under Florida law, as well as the Telecommunications Act of 1996.

D. BellSouth's Position on the Issues

Issue No. 1: May BellSouth Telecommunications, Inc. sell its Call Forwarding Service subject to the restrictions of Section A13.9.1.A.1 of BellSouth Telecommunications, Inc.'s General Subscriber Service Tariff?

Position: Yes. Section A13.9.1.A.1 of BellSouth's General Subscriber Services Tariff is reasonable, nondiscriminatory, and applicable to Telenet.

E. Stipulations

There are no stipulations of which BellSouth is aware.

F. Pending Motions

There are no pending motions at this time.

G. Other Requirements

BellSouth knows of no requirement set forth in any prehearing order with which it cannot comply.

Respectfully submitted this 21st day of January, 1997.

BELLSOUTH TELECOMMUNICATIONS, INC.

Robert G. Beatty, III

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J. PHILLIP CARVER

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CERTIFICATE OF SERVICE
DOCKET NO. 961346-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Federal Express this 21st day of January, 1997 to the following:

Douglas G. Bonner
Colin M. Alberts
SWIDLER & BERLIN, CHARTERED
3000 K Street, N.W., Suite 300
Washington, D.C. 20007
Attys. for Telenet

Charles Pellegrini
Florida Public Service Commission
2540 Shumard Oak Boulevard
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Nancy B. White (ps)