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July 2, 1997

Mrs. Blanca S. Bayó
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 960786-TL (Section 271)

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunication, Inc.'s Response to Movants' Request for Official Recognition, which we ask that you file in the captioned matter.

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 to the parties shown on the attached Certificate of Service.

Sincerely,
Nancy B. White
Nancy B. White *(VW)*

- ACK
- AFA
- APP
- CAF
- CMU *Green*
- CTR
- EAG
- LEG *1*
- LIN *5* Enclosures
- OPC
- RCH
- SEC *1*
- WAS
- OTH

cc: All parties of record
A. M. Lombardo
R. G. Beatty
William J. Ellenberg II

RECEIVED & FILED
[Signature]
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06713 JUL -25
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Consideration of BellSouth)
Telecommunications, Inc. entry)
into InterLATA Services pursuant)
to Section 271 of the Federal)
Telecommunications Act of 1996)
_____)

Docket No. 960786-TL

Filed: July 2, 1997

**BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSE
TO MOVANTS' REQUEST FOR OFFICIAL RECOGNITION**

COMES NOW, BellSouth Telecommunications, Inc. ("BellSouth" or "Company"), hereby files its response to the Request for Official Recognition filed by the Florida Competitive Carriers Association ("FCCA"), MCI Telecommunications Corporation ("MCI"), and AT&T Communications of the Southern States, Inc. ("AT&T") hereinafter referred to as (the "Movants") Request for Official Recognition of the decision of the Federal Communications Commission ("FCC") in Docket No. 97-121 (Order No. 97-228, dated June 26, 1997). BellSouth states the following:

1. BellSouth has no objection to this Commission's taking official recognition of FCC Order No. 97-228. BellSouth, however, does take exception to the Movant's argument concerning what effect, if any, this Order has on the *Movants' pending Motion*.

2. BellSouth is opposed to the continued efforts of the Movants to unduly narrow this proceeding, thereby hamstringing the Commission's development of a full record. It is the role of the FCC to make the determination

as to whether BellSouth's application meets the requirement of Track A or Track B or a combination thereof, not that of this Commission. The FCC's decision was based on facts specific to Southwestern Bell Company at the time of that Company's application to the FCC. It is clear from the Act that Track B is open unless and until a competing provider is providing telephone exchange service to residential and business subscribers either exclusively or predominantly over its own telephone exchange service facilities. Moreover, the FCC specifically stated that the FCC had not reached the "question of whether a potential competitor's interconnection agreement must contain all fourteen items of the competitive checklist in order for a BOC to demonstrate its compliance with the competitive checklist in Section 271(c)(2)(B)." (Paragraph 59).

WHEREFORE, BellSouth requests that this Commission disallow the argument set forth in the Movant's Request.

Respectfully submitted this 2nd day of July, 1997.

BELLSOUTH TELECOMMUNICATIONS, INC.

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CERTIFICATE OF SERVICE
DOCKET NO. 960786-TL

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by Federal Express this 2nd day of July, 1997 to the following:

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