

ORIGINAL

Legal Department

GREGORY D. ARTIS
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December 5, 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. 971044-TP

Dear Mrs. Bayo:

Enclosed is an original and fifteen copies of the Prehearing Statement of BellSouth Telecommunications, Inc. We ask that this be filed 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 on the parties shown on the attached Certificate of Service.

Sincerely,

Gregory D. Artis
Gregory D. Artis (M)

ACK Enclosures

cc: A. M. Lombardo
R. G. Beatty
W. J. Ellenberg

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DOCUMENT NUMBER-DATE
12459 DEC-56
FPSC-RECORDS/REPORTING

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by National Telecommunications, Inc.) DOCKET NO. 971044-TP
d/b/a NationalTel for resolution of dispute arising)
under resale agreement with BellSouth)
Telecommunications, Inc.)
_____) FILED: December 5, 1997

PREHEARING STATEMENT OF BELL SOUTH TELECOMMUNICATIONS, INC.

BellSouth Telecommunications, Inc. ("BellSouth"), in compliance with the Order Establishing Procedure (Order No. PSC-97-1307-PCO-TP) issued October 22, 1997, submits its Prehearing Statement for Docket No. 971044-TP.

A. Witnesses

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

Jerry D. Hendrix (Direct) Applicability of Secondary Service Charge
Margaret K. Thompson (Direct) Cost Support for Secondary Service Charge

BellSouth reserves the right to call 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 December 12, 1997.

B. Exhibits

- JDH-1 Agreement between BellSouth Telecommunications, Inc. and NationalTel Regarding the Sale of BST's Telecommunications Services to NationalTel for the Purposes of Resale, effective April 30, 1997
- JDH-2 General Subscriber Service Tariff, Section A4
- MKT-1 Florida, Inputs and Calculation of Costs, Secondary Service Order Study

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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

BellSouth states that NationalTel is subject to the secondary service charge imposed upon NationalTel when it requests to be substituted for a BellSouth customer in a resale transaction. Such charge is validly imposed pursuant to Section A.4.2.4.C.1 of BellSouth's General Subscriber Service Tariff as well as Section IV.B. of the Agreement between BellSouth Telecommunications, Inc. and National Telecommunications, Inc. because responsibility for payment of the service has been changed from the end user to the new customer, NationalTel.

D. BellSouth's Position on the Issues

Issue No. 1: Is it appropriate for BellSouth to apply the charge known, variously, as the "processing change charge" or the "Secondary Service Charge" to NationalTel when an existing BellSouth customer initiates local service from NationalTel as a resale customer?

Position: Yes. The charge is valid under Section A.4.2.4.C.1 of BellSouth's General Subscriber Service Tariff as well as under Section IV.B. of the Agreement between BellSouth Telecommunications, Inc. and National Telecommunications, Inc.

Issue No. 2: What further action if any should the Commission take?

Position: The Commission should find the Charge for Processing Change in Service to be proper, and that BellSouth has authority to charge NationalTel a

secondary service charge when it requests to be substituted for a BellSouth customer in a resale transaction.

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 5th day of December, 1997.

BELLSOUTH TELECOMMUNICATIONS, INC.

Robert G. Beatty (ps)

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William J. Ellenberg II

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CERTIFICATE OF SERVICE
Docket No. 971044-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via
U.S. Mail this 5th day of December, 1997 to the following:

Florida Public Service
Commission
Division of Legal Services
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Tallahassee, FL 32399-0850

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Gregory D. Artis