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RECORDS AND  
REPORTING

August 17, 1998

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. 980119-TP (Supra Complaint)**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Response to Supra Telecommunications and Information Systems, Inc.'s Motion for Reconsideration and Clarification of Order No. PSC-98-1001-FOF-TP, which we ask that you file 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 to the parties shown on the attached Certificate of Service.

Sincerely,

*Nancy B. White*  
Nancy B. White (pwl)

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

DOCUMENT NUMBER-DATE

08775 AUG 17 98

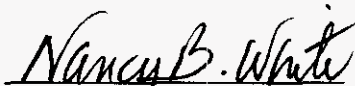
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**CERTIFICATE OF SERVICE**  
**Docket No. 980119-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served  
by Federal Express this 17th day of August, 1998 to the following:

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Nancy B. White  
Nancy B. White (sw)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of Supra Telecommunications ) Docket No.: 980119-TP  
and Information Systems, Inc., Against )  
BellSouth Telecommunications, Inc. )  
\_\_\_\_\_ ) Filed: August 17, 1998

**BELLSOUTH TELECOMMUNICATIONS, INC.'s  
RESPONSE TO SUPRA's  
MOTION FOR RECONSIDERATION AND CLARIFICATION  
OF ORDER NO. PSC-98-1001-FOF-TP**

BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to Rule 25-22.060, Florida Administrative Code, hereby files its Response to Supra Telecommunications and Information Systems, Inc.'s ("Supra") Motion for Reconsideration of Order No. PSC-98-1001-FOF-TP ("Order") issued on July 22, 1998. BellSouth states the following:

1. The proper standard of review for a motion for reconsideration is whether the motion identifies some point of fact or law that was overlooked or was failed to be considered by the Florida Public Service Commission ("Commission"). See Diamond Cab Co. v. King, 146 So. 2d 889 (Fla. 1962) and Pingree v. Ouaintance, 394 So. 2d 161 (Fla. 1st DCA 1981). In a motion for reconsideration, it is not appropriate to reargue matters that have already been considered. See Sherwood v. State, 111 So. 2d 96 (Fla. 3d DCA 1959), citing State ex. rel. Jaytex Realty Co. v. Green, 105 So. 2d 817 (Fla. 1st DCA 1958) (the petition should not be used to reargue matters already addressed in briefs and oral arguments).

2. In its motion, Supra seeks reconsideration of the Commission's Order resolving the disputed issues in the above captioned matter. Supra

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argues that the Commission should reconsider its Order regarding Issue 1(d). Issue 1(d) asked whether BellSouth had failed to properly implement the electronic access to Operational Support Systems (“OSS”) and OSS interface provisions of the BellSouth-Supra Interconnection Resale and Collocation Agreements.

3. The Commission specifically held in the Order that BellSouth is not required to provide Supra with the exact same interfaces that BellSouth uses for its retail operations. (Order, p. 23). Moreover, the Commission held that BellSouth had provided Supra with the electronic interfaces required by the interconnection agreement between BellSouth and Supra. (Id.).

4. Supra, in its motion, appears to claim that BellSouth requires Supra to manually fax its orders. This same argument was raised by Supra at the hearing and the Commission found that the evidence did not support Supra’s claim. (Order, p. 18). Supra further alleges that manually faxing orders causes Supra problems. This same argument was also raised at the hearing and considered by this Commission in determining that Supra was not required to fax its orders.

5. Supra alleges that it faxes its orders because there is no alternative available. That is neither true nor the issue. First, BellSouth has made electronic ordering interfaces available to Supra pursuant to the Interconnection Agreement. Second, the issue at hand was whether BellSouth had made the interfaces specified in the contract available to Supra. The Order states

unequivocally that BellSouth has complied with the requirements of the agreement in that respect. (Order, p. 23).

6. Supra then alleges that the interfaces specified in the agreement are not acceptable. This was not an issue in this case. Supra voluntarily entered into the agreement and should know what the agreement contained. Essentially, Supra is arguing that the Commission should protect Supra against itself for even entering the agreement in the first place. This is absurd. Supra supposedly demonstrated to this Commission that it had the managerial, technical, and financial wherewithal sufficient to obtain a certificate. It now wants the Commission to allow it to ignore the contract on the basis that Supra did not really know what it was doing. Not only is this absurd, it does not rise to the level of requiring reconsideration of the Order.

7. All of the evidence cited by Supra was considered by this Commission in reaching its Order, with one exception. In a separate Motion to Take Official Notice, to which BellSouth will respond, Supra requests notice of testimony filed in 1997 by a witness for AT&T in Docket No. 960786-TL. BellSouth will demonstrate in its response to that Motion that such notice is inappropriate, however, BellSouth will discuss the substance here. Supra alleges that Mr. Bradbury's testimony in Docket No. 960786-TL contradicts Mr. Stacy's testimony in this docket. Mr. Bradbury's testimony is focused on whether the Electronic Data Interexchange ("EDI") interface meets the criteria of Section 271 of the telecommunications Act of 1996 (the "Act"). Mr. Bradbury testified

that AT&T was currently testing EDI in Georgia. (Docket No. 960786-TL, Tr. p. 2869). At that time, AT&T was not using EDI in a commercial manner. (Docket No. 960786-TL, Tr. pp. 3021-3023). Mr. Stacy, in this docket testified about the various discussions between AT&T and BellSouth regarding EDI. It is interesting to note that Supra neglected to cite this portion of Mr. Stacy's testimony. Specifically, Mr. Stacy testified that, in terms of operationally placing the orders through EDI, there were no problems. (Tr. pp. 574-576). BellSouth does not dispute that AT&T alleged that there were deficiencies with EDI with regard to the Section 271 standard. It should be noted as well that Mr. Bradbury's testimony took place over a year ago, a lifetime in the fast changing world of OSS additions and modifications. Supra has offered nothing new.

8. Finally, Supra claims that the Order does not clarify when and how BellSouth is to fulfill the various requirements of the Order. BellSouth, in its Motion for Reconsideration, has listed its efforts in this regard and its intent to comply with the Order to the extent that Order is not reconsidered. The Commission also has continuing jurisdiction over this order for enforcement purposes.

9. Supra has offered nothing new in its Motion to warrant reconsideration of the Commission's Order. The arguments made by Supra were made at the hearing of this matter. The Commission specifically considered these arguments. Supra's motion should be denied.

Respectfully submitted this 17th day of August, 1998.

BELLSOUTH TELECOMMUNICATIONS, INC.

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