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J. PHILLIP CARVER  
General Attorney

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BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
Tallahassee, Florida 32301  
(404) 335-0710

RECORDS AND  
REPORTING

December 16, 1998

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

RE: Docket No. 981121-TP

Dear Mrs. Bayo:

Enclosed are an original and 15 copies of the Prehearing Statement of BellSouth Telecommunications, Inc.. 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.

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU *Pawarza*
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG 1
- LIN 5
- OPC \_\_\_\_\_
- ROH \_\_\_\_\_
- SEC 1
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

Sincerely,

*J. Phillip Carver*  
(Pw)

J. Phillip Carver

Enclosures

cc: All Parties of Record  
A. M. Lombardo  
N. B. White  
W. J. Ellenberg (w/o enclosures)

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Complaint of MCImetro Access	)	
Transmission Services, Inc. for	)	Docket No. 981121-TP
Enforcement of its Interconnection	)	
Agreement with BellSouth	)	Filed: December 16, 1998
Telecommunications, Inc.	)	
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**PREHEARING STATEMENT OF BELLSOUTH TELECOMMUNICATIONS, INC.**

BellSouth Telecommunications, Inc. ("BellSouth"), in compliance with the Order Establishing Procedure (Order No. PSC-98-1575-PCO-TL), issued on November 24, 1998, hereby submits its Prehearing Statement for the above-styled matter.

**A. Witnesses**

BellSouth proposes to call the following witnesses to offer testimony on the issues in this docket:

<u>Witness</u>	<u>Issue(s)</u>
W. Keith Milner	All
Jerry D. Hendrix	All

BellSouth reserves the right to call additional witnesses, 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 15, 1998. BellSouth has listed the witnesses for whom BellSouth believes testimony will be filed, but reserves the right to supplement that list if necessary.

**B. Exhibits**

W. Keith Milner	WKM-1	Pages 1-8 of Section B7.1 of BellSouth Telecommunications, Inc. Private Line Services Tariff
	WKM-2	Schematics of Subject Network Facilities
Jerry D. Hendrix	JDH-1	Letter to Mr. Schmidt (MCI) from Mr. Hendrix (BellSouth), dated June 23, 1998
	JDH-2	Letter to Mr. Schmidt (MCI) from Mr. Hendrix (BellSouth), dated July 10, 1998
	JDH-3	Letter to Mr. Hendrix (BellSouth) from Mr. Schmidt (MCI), dated July 14, 1998
	JDH-4	Letter to Mr. Schmidt (MCI) from Mr. Hendrix (BellSouth), dated July 21, 1998
	JDH-5	Letter to Mr. Hendrix (BellSouth) from Mr. Schmidt (MCI), dated July 24, 1998
	JDH-6	Letter to Mr. Schmidt (MCI) from Mr. Hendrix (BellSouth), dated August 3, 1998
	JDH-7	Letter to Mr. Hendrix (MCI) from Mr. Schmidt (MCI), dated August 7, 1998

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**

In Order No. PSC-98-0810-FOF-TP, this Commission directed BellSouth and MCI to "determine through negotiation" what combination of unbundled network elements

“constitute[s] the recreation of a BellSouth retail service.” (Order, p. 50). MCI has refused to do so. MCI has instead insisted upon attempting to order a combination of network elements that it admits technically recreates MegaLink service. In fact, this combination of elements recreates MegaLink service in every regard. There is no basis to distinguish between the combination of UNEs that MCI has attempted to order and MegaLink Service, and MCI’s attempts to do so are without merit.

**D. BellSouth’s Position on the Issues**

**Issue 1: Does the combination of unbundled network elements consisting of 4-wire DS1 loops and DS-1 dedicated transport recreate an existing BellSouth retail service known at MegaLink? If not, what action, if any, should the Commission take?**

Position: Yes. The identified combination of elements does recreate MegaLink service. Further, if this Commission finds to the contrary, no refund should be given to MCI because it ordered T-1 Services, despite having other alternatives, and has received those services.

**E. Stipulations**

None.

**F. Pending Motions**

None.

**G. Other Requirements**

None.

Respectfully submitted this 16<sup>th</sup> day of December, 1998.

BELLSOUTH TELECOMMUNICATIONS, INC.

*Nancy B. White*

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NANCY B. WHITE (PW)  
c/o Nancy Sims  
150 South Monroe Street, #400  
Tallahassee, Florida 32301  
(305) 347-5558

*William J. Ellenberg II*

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WILLIAM J. ELLENBERG II  
J. PHILLIP CARVER  
675 West Peachtree Street, #4300  
Atlanta, Georgia 30375  
(404)335-0711

**CERTIFICATE OF SERVICE**

**DOCKET No. 981121-TP**

I hereby certify that a true and correct copy of the foregoing was served  
via U.S. Mail this 16<sup>th</sup> day of December, 1998 to the following:

Staff Counsel  
Florida Public Service  
Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Richard D. Melson, Esq.  
Hopping Green Sams & Smith, P.A.  
P.O. Box 6526  
Tallahassee, FL 32314  
Tel. No. (850) 425-2313  
Represents MCI

Michael J. Henry, Esq.  
MCI Telecommunications Corp.  
Suite 700  
780 Johnson Ferry Road  
Atlanta, GA 30342

  
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J. Phillip Carver *(bc)*