

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for arbitration concerning complaint of American Communication Services of Jacksonville, Inc. d/b/a e.spire Communications, Inc. and ACSI Local Switched Services, Inc. d/b/a e.spire Communications, Inc. against BellSouth Telecommunications, Inc. regarding reciprocal compensation for traffic terminated to internet service providers.

ORIGINAL

DOCKET NO. 981008-TP

DATED: DECEMBER 21, 1998

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-98-1396-PCO-TP, issued October 16, 1998, as amended by Order No. PSC-98-1481-PCO-TP, issued November 3, 1998, the Staff of the Florida Public Service Commission hereby files its Prehearing Statement.

- A. All Known Witnesses: Staff does not intend to sponsor a witness at this time.
- B. All Known Exhibits: Staff has not yet identified a tentative list of exhibits which it intends to utilize in this proceeding. To the extent possible in view of the expedited schedule of this proceeding, Staff will supply a tentative list of such exhibits at or prior to the Prehearing Conference.

C. Staff's Statement of Basic Position:

None pending discovery. Staff's final positions will be based upon all the evidence in the record.

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

DOCUMENT NUMBER-DATE
14351 DEC 21 88
COMMUNICATIONS REPORTING

D. Staff's Position on the Issues:

ISSUE 1: Is ISP traffic included in the definition of "local traffic" as that term is defined in the Interconnection Agreement between BellSouth and e.spire?

STAFF: Staff has no position at this time.

ISSUE 2: Did the difference in e.spire's minutes of use for terminating local traffic exceed two million minutes in Florida on a monthly basis?

STAFF: Staff has no position at this time.

ISSUE 3: In this instance, how should the reciprocal compensation rate, if any, be determined under the parties' Interconnection Agreement?

STAFF: Staff has no position at this time.

ISSUE 4: What action, if any, should the Commission take?

STAFF: Staff has no position at this time.

RESPECTFULLY SUBMITTED,


BETH KEATING
Staff Counsel

FLORIDA PUBLIC SERVICE COMMISSION
Gerald L. Gunter Building
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Tallahassee, Florida 32399-0850
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FILED: DECEMBER 21, 1998

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of Staff's Prehearing Statement have been furnished by U. S. Mail, this 21st day of December, 1998, to the following:

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RESPECTFULLY SUBMITTED,


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Staff Counsel

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