

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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RECORDS AND REPORTING

Petition for Waiver of Physical Collocation Requirements Set Forth in the 1996 Telecommunications Act and the FCC's First Report and Order, for the Daytona Beach Port Orange Central Office, by BellSouth Telecommunications, Inc.

Docket No. 980946

Petition for Waiver of Physical Collocation Requirements Set Forth in the 1996 Telecommunications Act and the FCC's First Report and Order, for the Boca Raton Boca Teeca Central Office, by BellSouth Telecommunications, Inc.

Docket No. 980947-TL

Petition for Waiver of Physical Collocation Requirements Set Forth in the 1996 Telecommunications Act and the FCC's First Report and Order, for the Miami Palmetto Central Office, by BellSouth Telecommunications, Inc.

Docket No. 980948-TL

Petition for Waiver of Physical Collocation Requirements Set Forth in the 1996 Telecommunications Act and the FCC's First Report and Order, for the West Palm Beach Gardens Central Office, by BellSouth Telecommunications, Inc.

Docket No. 981011-TL

- AFA 2
APP
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SEC 1
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OTH

Petition for Waiver of Physical Collocation Requirements Set Forth in the 1996 Telecommunications Act and the FCC's First Report and Order, for the North Dade Golden Glades Central Office, by BellSouth Telecommunications, Inc.

Docket No. 981012-TL

DOCUMENT NUMBER-DATE
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FPSC-RECORDS/REPORTING

Petition for Waiver of Physical Collocation)
Requirements Set Forth in the 1996)
Telecommunications Act and the FCC's)
First Report and Order, for the Lake Mary)
Main Central Office, by BellSouth)
Telecommunications, Inc.)

Docket No. 981250-TL

Filed: May 11, 1999

**PREHEARING STATEMENT OF
SUPRA TELECOMMUNICATIONS & INFORMATION SYSTEMS, INC.**

Supra Telecommunications & Information Systems, Inc. ("Supra") hereby files its prehearing statement in compliance with the Order Establishing Procedure (Order No. PSC-99-0476-PCO-TL), issued on March 8, 1999.

A. Witness

Supra proposes to call the following witness to offer testimony on the issues in these dockets:

<u>Witness</u>	<u>Issues</u>
David Nilson (Direct and Rebuttal)	All

Supra 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 May 17, 1999.

B. Exhibits

Supra's witness will sponsor the following exhibits in this proceeding:

	<u>Exhibit:</u>	<u>Title:</u>
David Nilson	DN-1-12	Photographs of the Daytona Beach Port Orange Central Office
	DN-13-17	Photographs of the Boca Raton Boca Teeca Central Office
	DN-18-30	Photographs of the Miami Palmetto Central Office
	DN-31-41	Photographs of the West Palm Beach Gardens Office
	DN-42-52	Photographs of the North Dade Golden Glades Central Office
	DN-53-64	Photographs of the Lake Mary Main Central Office

Supra reserves the right to file exhibits to any additional testimony that may be filed under the circumstances identified in Section "A" above. Supra 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's petition for temporary waiver of collocation requirements for each office is premature. BellSouth not only has available space in each office for collocation, but additional space suitable for collocation could easily be made available if BellSouth utilized current space more efficiently. Pursuant to Section 251(c)(6) of the Telecommunications Act, BellSouth must carry the burden of proving that there is

inadequate space for physical collocation in any central office for which it desires to receive a waiver from the Florida Public Service Commission.

D. Supra Telecommunications & Information Systems, Inc.'s Position on the Issues

Issue 1: What obligation does BellSouth have to make space available at these central offices to permit physical collocation pursuant to the Act and applicable state and federal requirements?

Position: Pursuant to Section 251(c)(6) of the Telecommunications Act, BellSouth is required to provide physical collocation to all requesting carriers. If no suitable space exists, then BellSouth must offer virtual collocation if the Florida Commission determines that there is insufficient space for physical collocation. In addition, BellSouth must make virtual collocation available to all requesting carriers before it can reserve space for its own future needs. Section 251(c)(6) also requires the incumbent LEC to carry the burden of proving that there is inadequate space for physical collocation in any central office for which it desires to receive a waiver from the Florida Public Service Commission.

Issue 2: What factors should be considered by the Commission in making its determination on BellSouth's Petitions for Waiver and Temporary Waiver of the requirements to provide physical collocation for the following central offices:

- a) Daytona Beach Port Orange

- b) Boca Raton Boca Teeca
- c) Miami Palmetto
- d) West Palm Beach Gardens
- e) North Dade Golden Glades
- f) Lake Mary Main

Position: The Commission should consider the following factors in determining if there is adequate space in the above listed Central Offices:

- a) The proper amount of administrative space to be utilized by BellSouth for its own purposes;
- b) The appropriate amount of space for BellSouth to reserve, both short-term and long-term, for its own future use including consideration of customers lost to ALECs;
- c) Whether BellSouth has utilized a design for the central offices that maximizes the opportunity for physical collocation by other telecommunications services providers like Supra Telecom;
- d) Space that allows carriers to place equipment in-line with BellSouth's equipment;
- e) Consideration of space savings utilizing cageless collocation; and
- f) Removal of BellSouth's obsolete and unused equipment.

Issue 3: Based on the factors identified in Issue 2, how much space should be considered available in the following central offices:

- a) Daytona Beach Port Orange -

- b) Boca Raton Boca Teeca
- c) Miami Palmetto
- d) West Palm Beach Gardens
- e) North Dade Golden Glades
- f) Lake Mary Main

Position: Supra believes that the following amount of space should be considered available:

- a) Daytona Beach Port Orange – Space cannot be calculated until all discovery is complete.
- b) Boca Raton Boca Teeca – 14229.5 square feet
- c) Miami Palmetto– 3780.5 square feet
- d) West Palm Beach Gardens – 3687 square feet
- e) North Dade Golden Glades – 5235 square feet
- f) Lake Mary Main – 200 square feet, however, total space cannot be calculated until all discovery is complete.

Issue 4: If Space is considered available in any of these central offices, is the space sufficient for physical collocation?

Position: Supra believes that space considered available in any of these central offices can be used for physical collocation.

Issue 5: Should BellSouth's petitions for waiver and temporary waiver of the requirement to provide physical collocation in the following central offices be granted?

- a) Daytona Beach Port Orange
- b) Boca Raton Boca Teeca
- c) Miami Palmetto
- d) West Palm Beach Gardens
- e) North Dade Golden Glades
- f) Lake Mary Main

Position: No. There is suitable space available for collocation in each of these central offices.

E. Stipulations

The parties to this proceeding have stipulated that the photographs produced by each party at the walk-throughs of each central office will be provided as a composite exhibit sponsored by Sprint's witness, and will be submitted into evidence of this proceeding without objection.

F. Pending Motions

- a. Supra Telecommunications & Information Systems, Inc.'s Motion for Leave to File Prehearing Statement one day late, filed May 11, 1999.

G. Other Requirements

Supra knows of no requirement set forth in any prehearing order with which it cannot comply.

Respectfully submitted this 11th day of May, 1999

Handwritten signature of David V. Dimlich in cursive script.

David V. Dimlich, Esq.
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that Supra Telecommunications and Information Systems, Inc.'s prehearing statement has been sent via U.S. Mail this 11th day of May, 1999, to the parties listed below:

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