

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

AUGUST 17, 1999

RE: DOCKET NO. 990321-TL - Petition of ACI Corp. d/b/a Accelerated Connections, Inc. for generic investigation to ensure that BellSouth Telecommunications, Inc., Sprint-Florida, Incorporated, and GTE Florida Incorporated comply with obligation to provide alternative local exchange carriers with flexible, timely, and cost-efficient physical collocation. DOCKET NO. 981834-TP - Petition of Competitive Carriers for Commission action to support local competition in BellSouth Telecommunications, Inc.'s service territory.

Issue 1: Should the Commission grant Sprint's Motion to Accept Late-Filed Answer?

Recommendation: Yes. Pursuant to Rule 28-106.203, Florida Administrative Code, Sprint's answer is timely.

APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures in the majority column, including names like Susan Clark and J. Tom Deason.

Handwritten signature in the dissenting column, J. Tom Deason.

REMARKS/DISSENTING COMMENTS:

Commissioner Deason dissented in Issue 3.

Commissioner Johnson participated by telephone and agreed with the majority decision. She will sign the vote sheet upon her return.

DOCUMENT NUMBER-DATE

10040 AUG 23 99

FPSC-RECORDS/REPORTING

VOTE SHEET

AUGUST 17, 1999

DOCKET NO. 990321-TL - Petition of ACI Corp. d/b/a Accelerated Connections, Inc. for generic investigation to ensure that BellSouth Telecommunications, Inc., Sprint-Florida, Incorporated, and GTE Florida Incorporated comply with obligation to provide alternative local exchange carriers with flexible, timely, and cost-efficient physical collocation.  
DOCKET NO. 981834-TP - Petition of Competitive Carriers for Commission action to support local competition in BellSouth Telecommunications, Inc.'s service territory.

(Continued from previous page)

Issue 2: Should the Commission grant ACI's Petition for Generic Investigation into Terms and Conditions of Physical Collocation?

Recommendation: To the extent that ACI's Petition seeks a generic investigation of collocation issues, staff recommends that ACI's Petition should be granted. Staff recommends, however, that the Commission should not proceed to rulemaking as suggested in ACI's petition, nor should it adopt the specific rules and procedures set forth in ACI's petition. The Commission should also consolidate this Docket with Docket No. 981834-TP for purposes of investigating collocation issues on a generic basis in order to avoid duplicative proceedings. The Commission should proceed with its investigation as outlined in Order No. PSC-PSC-99-1078-PCO-TP, issued May 26, 1999, in Docket No. 981834-TP, and as further recommended in Issue 3.

**APPROVED**

Issue 3: Should the Commission establish procedures and guidelines for collocation?

Recommendation: Yes. Staff recommends that the Commission establish, at the outset, the methods, procedures, and guidelines set forth in the Analysis section of this Issue (see staff's memorandum dated August 5, 1999) and do so as proposed agency action. Staff further recommends that the Commission wait until the time has run for responding to the Commission's proposed agency action on this issue before scheduling further proceedings on generic collocation.

**MODIFIED**

*Approved with modifications agreed to at conference. Commissioner Deason dissented concerning agreement that time frames provided in contracts can be superseded by these guidelines.*

VOTE SHEET

AUGUST 17, 1999

DOCKET NO. 990321-TL - Petition of ACI Corp. d/b/a Accelerated Connections, Inc. for generic investigation to ensure that BellSouth Telecommunications, Inc., Sprint-Florida, Incorporated, and GTE Florida Incorporated comply with obligation to provide alternative local exchange carriers with flexible, timely, and cost-efficient physical collocation.

DOCKET NO. 981834-TP - Petition of Competitive Carriers for Commission action to support local competition in BellSouth Telecommunications, Inc.'s service territory.

(Continued from previous page)

Issue 4: Should these Dockets be closed?

Recommendation: No. If the Commission approves staff's recommendations, the decision in Issues 2 and 3 should be issued as proposed agency action in consolidated Dockets Nos. 981834-TP and 990321-TP. Thus, a person whose substantial interests are affected by the Commission's decision may file a protest within 21 days of issuance of the Commission's order. If no timely protest is filed, a consummating order should be issued. These consolidated dockets should remain open for further proceedings on generic collocation issues, as necessary.

**APPROVED**