

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

SEPTEMBER 7, 1999

RE: DOCKET NO. 990149-TP - Petition by MediaOne Florida Telecommunications, Inc. for arbitration of an interconnection agreement with BellSouth Telecommunications, Inc. pursuant to Section 252(b) of the Telecommunications Act of 1996.

Issue 1: Resolved.

Issue 2: Should calls originated from or terminated to Internet Service Providers ("ISPs") be defined as "local traffic" for purposes of the MediaOne/BellSouth Interconnection Agreement?

Primary Recommendation: Yes. Calls originated from or terminated to Internet Service Providers ("ISPs") should be defined as "local traffic" for purposes of the MediaOne/BellSouth Interconnection Agreement. Further,

COMMISSIONERS ASSIGNED: DS CL JC

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

*Susan J. Clark*  
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*J. Jerry Beach*  
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REMARKS/DISSENTING COMMENTS:

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staff recommends that these calls be included in the reciprocal compensation arrangements of this Interconnection Agreement unless or until the FCC adopts a final rule which concludes that reciprocal compensation should not apply to this traffic.

# DENIED

Alternative Recommendation: Staff recommends that the parties should continue to operate under the terms of their current contract until the FCC issues its final ruling on whether ISP-bound traffic should be defined as local or whether reciprocal compensation is due for this traffic because the FCC has retained jurisdiction over this traffic. It has also issued a Notice of Proposed Rulemaking seeking comments on two alternative proposals to implement a final rule regarding inter-carrier compensation for ISP-bound traffic. The FCC will issue a final ruling on whether inter-carrier compensation is due for ISP-bound traffic.

# APPROVED

Issue 3: Should calls that originate from or terminate to ISPs be included in the reciprocal compensation arrangements of the Interconnection Agreement?

Recommendation: See recommendations for Issue 2.

*See decision in Issue 2.*

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Issue 4: What is the appropriate price for Calling Name ("CNAM") data base queries?

~~Recommendation: The appropriate price for CNAM is BellSouth's proposed one cent per data base query because staff believes that there is insufficient evidence in the record to conclude that CNAM is a UNE. Thus, CNAM's price is not required to be priced according to the FCC's TELRIC standards, because BellSouth is free to propose what it considers to be a market-based price.~~  
*there is ~~not~~ insufficient evidence in the record to conclude that*

**MODIFIED**

*Approved as modified. CNAM is a UNE. Therefore, the Commission need not set a price.*

Issue 5: What is the appropriate manner for MediaOne to have access to network terminating wire ("NTW") in multiple dwelling units ("MDU")?

Recommendation: Staff recommends that the appropriate manner for MediaOne to have access to network terminating wire (NTW) in multiple dwelling units is as described in BellSouth's position in staff's August 26, 1999 memorandum below, modified to provide MediaOne access to the first pair of NTW (unless BellSouth is using the first NTW pair to concurrently service the same MDU), and modified to designate that BellSouth will not permit other ALECs access to the access terminal installed by BellSouth for MediaOne, without MediaOne's approval.

**APPROVED**

Issue 6: Resolved.

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Issue 7: What, if anything, should BellSouth be permitted to charge MediaOne for access to NTW?

Recommendation: Staff recommends that the appropriate charges are those shown in Table 7-2 of staff's memorandum.

**APPROVED**

Issue 8: Resolved.

Issue 9: Resolved.

Issue 10: Resolved.

Issue 11: Resolved.

Issue 12: Resolved.

Issue 13: Resolved.

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Issue 14: Should this docket be closed?

Recommendation: No. The parties should be required to submit a signed agreement that complies with the Commission's decisions in this docket for approval within 30 days of issuance of the Commission's order. This docket should remain open pending Commission approval of the final arbitration agreement in accordance with Section 252 of the Telecommunications Act of 1996.

**APPROVED**