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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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RECORDS AND REPORTING

In Re:)
In Re: Investigation into)
pricing of unbundled network)
elements)

Docket No. 990649-TP

Filed on: September 10, 1999

REQUEST FOR ORAL ARGUMENT

Pursuant to Rule 28-106.204, F.A.C., on behalf of the parties to involved in the Joint Motion of Florida Competitive Carriers Association (FCCA), AT&T Communications of the Southern States, Inc. (AT&T), MCI WorldCom, Inc. and its operating subsidiaries (MCI WorldCom), Covad Communications Company (Covad), e.spire Communications (e.spire), KMC Telecom, Incl, KMC Telecom II, Inc., and KMC Telecom III, Inc. (KMC), Rhythms Links Inc. (f/k/a ACI Corp.) (Rhythms), Intermedia Communications Inc. (Intermedia), Sprint Communications Company Limited, and Sprint-Florida, Incorporated (Sprint), to Strike Portions of Prefiled Testimony of Witnesses Varner (BellSouth), Emmerson (Bellsouth), and Trimble (GTE) filed simultaneously herewith (Joint Motion), the undersigned respectfully requests the Commission to grant oral argument on the Joint Motion, and in support thereof states:

1. Phase I of this proceeding is designed to address issues of costing methodology, preparatory to the conducting of cost studies and hearings on the appropriate pricing of unbundled network elements in Florida.

2. The prefiled testimony of BellSouth Witnesses Varner and Emmerson, as well as prefiled testimony of GTE of Witness Trimble, contain testimony regarding the "necessary" and "impair" standards presently being debated before the FCC.

3. Movants contend that the testimony identified within the Joint Motion exceeds the scope of Phase I, and would require the Commission to speculate on the outcome of the FCC

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proceeding.

4. Movants also contend that, unless stricken, the testimony would cause an elevation of the matters in dispute and require changes to the procedural schedule to avoid prejudice. Oral argument would facilitate the Commission's understanding of the significant matters addressed within the Joint Motion and enable it to address the Joint Motion as it relates to the interplay between this docket and the FCC remand proceeding.

WHEREFORE, the undersigned requests the Commission to grant oral argument on the Joint Motion.


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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Request for Oral Argument has been furnished by (*)hand delivery and U.S. Mail this 10th day of September, 1999 to:

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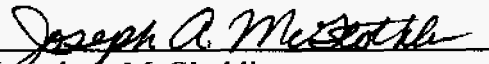
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