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Florida Telephone Services

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MAIL ROOM

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March 30th, 2000

Mrs. Blanca S. Bayo
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, FL 32399-0850

Ref: Docket No. 991947-TP (Florida Telephone Services Arbitration)

Dear Ms. Bayo:

Enclosed is an original and fifteen copies of the Pre-hearing Statement of Florida Telecommunications, LLC. We ask that you file this item in the captioned docket.

A copy of this letter is enclosed.

Sincerely,

- APA _____
- APP _____
- CAF _____
- CMU Tavor
- CTR _____
- EAG _____
- LEG 1
- MAS 3
- OPC _____
- RRR _____
- SEC 1
- WAW _____
- OTH 1

Paul Joachim

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

In re:)	
)	Docket No. 991947-TP
Petition for Arbitration of the Interconnection)	
Agreement between BellSouth Telecommunications,)	
Inc. and Florida Telephone Services, LLC)	
Pursuant to the Telecommunications Act of 1996.)	Filed: March 30, 2000

PRE-HEARING STATEMENT OF
BELLSOUTH TELECOMMUNICATIONS, INC.

Florida Telephone Services, LLC. (FTS), in accordance with the provisions of the Order Establishing Procedure, (Order No. PSC-00-0390-PCO-TP) issued February 23,2000, submits its Pre-hearing Statement.

Witnesses

FTS proposes to call the following witnesses to offer testimony on the issue in this docket.

Witness	Issue
1. Paul Joachim	1

DOCUMENT NUMBER-DATE

04755 APR 18 8

FPSC-RECORDS/REPORTING

FTS 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 Pre-hearing Officer at the Pre-hearing Conference to be held on April 6, 2000. FTS has listed the witnesses for whom FTS filed testimony, but reserves the right to supplement that list if necessary.

FTS reserves the right to file exhibits to any testimony that may be filed under the circumstances identified above. FTS also reserves the right to introduce exhibits from cross-examination, impeachment, or any other purpose authorized by the applicable Florida Rules of Evidence and Rules of this Commission.

Statement of Basic Position

The issue in this docket represents a specific dispute between BellSouth and FTS as to what should be included in the Interconnection Agreement between the parties. FTS's position is more consistent with the 1996 Act, the pertinent rulings of the FCC and the rules of this Commission. Therefore, the Commission should sustain FTS's position.

FTS's Position on the Issues of Law and Fact

Issue 1: Why should FTS pay BellSouth for OSS charges that would ultimately make FTS a more costly alternative than BellSouth? Given that the only choice FTS has when reselling services in the territories that BellSouth serves is to resell BellSouth.

Position: If BellSouth is allowed to charge for OSS, then BellSouth can come back with a host of other charges and this will keep raising the cost of doing business for resellers like FTS. Any charges that BellSouth wants to charge must be tariffs or in some way equal or balanced mechanisms that are also charged to BellSouth's own customers. A charge similar to the FCC charge that BellSouth presently collects and keeps may be a way for BellSouth to collect some extra revenue. If a monopoly like BellSouth is allowed to charge fees that are outside of the regulated rates and tariff rates as they apply to their own customers, then ultimately what will happen is that FTS will end up paying more to BellSouth to resell BellSouth's own services, than what BellSouth's own customers would pay. Is this what the Telecommunications Act of 1996 intended to do?

For these reasons, FTS respectfully asks that the Commission issue an order to BellSouth to waive all fees in connection with OSS and continue with BellSouth's Resale Agreement with FTS. This will maintain the competitiveness of the telecommunications industry ultimately giving the customer a choice and preserving the integrity of the Telecommunications Act of 1996.

Stipulations

None.

Pending Motions

None.

Other Requirements

None.

Respectfully submitted this 30th day of March 2000.

Florida Telephone Services, LLC

Paul Joachim
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