

ORIGINAL

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July 18, 2000

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

**Re: 991854-TP (Intermedia Arbitration)**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Response to Intermedia Communications, Inc.'s Second Motion For Leave to Submit Supplemental Authority, which we ask that you file in the above-captioned matter.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

*Michael P. Goggin*  
Michael P. Goggin

APP \_\_\_\_\_  
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CMP *[Signature]*  
COM *[Signature]*  
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PAI \_\_\_\_\_  
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SEC   I    
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OTH \_\_\_\_\_

cc: All parties of record  
Marshall M. Criser III  
R. Douglas Lackey  
Nancy B. White

RECEIVED & FILED  
*[Signature]*  
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**CERTIFICATE OF SERVICE  
Docket No. 991854-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

U.S. Mail this 18th day of July, 2000 to the following:

Timothy Vaccaro  
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Commission  
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Michael P. Goggin

(##) Signed Protective Agreement

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: ) Docket No. 991854-TP  
)  
Petition for Arbitration of the Interconnection )  
Agreement Between BellSouth )  
Telecommunications, Inc. and Intermedia )  
Communications, Inc. Pursuant to Section )  
252(b) of the Telecommunications Act of 1996. )  
\_\_\_\_\_ ) Filed: July 18, 2000

**RESPONSE OF BELL SOUTH TELECOMMUNICATIONS, INC. TO  
INTERMEDIA COMMUNICATIONS, INC.'S SECOND MOTION FOR LEAVE TO  
SUBMIT SUPPLEMENTAL AUTHORITY**

BellSouth Telecommunications, Inc. ("BellSouth") hereby responds to Intermedia Communications, Inc.'s ("Intermedia") Second Motion for Leave to Submit Supplemental Authority ("Motion").

1. On July 12, 2000, after the Commission's Staff issued its recommendation in this matter, Intermedia filed a second motion for leave to submit supplemental authority. Attached to its July 12 motion is a staff recommendation written by the staff of the Georgia Public Service Commission concerning the arbitration between Intermedia and BellSouth in that state. The GPSC's staff recommendation differs in some respects from the recommendation submitted by this Commission's Staff in this matter. The GPSC voted to approve the staff recommendation in that case, but has not issued a written order.

2. BellSouth has no objection to permitting Intermedia to submit the GPSC staff's recommendation to the Commission. In the interests of fairness, however, Intermedia's comments on the GPSC staff's recommendation and the implied assertion that it represents legal "authority," should not be considered by the Commission. It should be noted that the Georgia Public Service Commission

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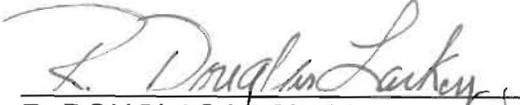
has not yet issued a written order in that case. More importantly, this Commission's decision should be based on the law and the evidence presented by the parties in this matter. This Commission's determination of the issues is not controlled by orders issued by another state commission in a similar case, much less a recommendation from another state commission's staff.

For all of the foregoing reasons, BellSouth objects to Intermedia's implied assertion that the GPSC staff's recommendation should be considered "authority," but BellSouth does not otherwise object to Intermedia's motion.

Respectfully submitted this 18th day of July, 2000.

BELLSOUTH TELECOMMUNICATIONS, INC.

  
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