


M E M O R A N D U M

July 26, 2001

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: DIVISION OF LEGAL SERVICES (FUDGE) 

RE: DOCKET NO. 000121-TP - INVESTIGATION INTO THE ESTABLISHMENT OF OPERATIONS SUPPORT SYSTEMS PERMANENT PERFORMANCE MEASURES FOR INCUMBENT LOCAL EXCHANGE TELECOMMUNICATIONS COMPANIES.

Please file the attached Joint Stipulation of Certain Issues in the above-referenced docket.

JKF/lw

Attachment

DOCUMENT NUMBER-DATE
09141 JUL 26 2001
FPSC-COMMISSION CLERK

Joint Stipulation of Certain Issues

Come now, BST, Inc., ATT, a.s.pire, FCTA, Worldcom, KMC, Covad, Mpower, 2-tel, Time Warner, and IDS, who state that ~~they~~ a stipulation has been reached on the following issues and positions and request that the Commission accept this stipulation.

Issue A: How should the results of KPMG's review of BS performance measures be incorporated into this proceeding?

Joint Stipulated Position: Any appropriate modifications should be addressed as part of the next performance assessment plan review cycle. This review should occur approximately six months after the completion of this proceeding.

Issue 7: What review process, if any, should be instituted to consider revisions to the Performance Assessment Plan that is adopted by this Commission?

Joint Stipulated Position: The parties concur in the proposed review process set forth in

the FPSC Staff Proposal (Section 3.0, Modifications to Measures).

Issue 14a: Should BS be required to pay interest if BS is late in paying an ALEC the required amount for Tier 1?

Joint Stipulated Position: Yes.

Issue 14b: If so, how should the interest be determined?

Joint Stipulated Position: BS should be required to pay the ALEC interest at a rate of six percent simple interest (at a rate of six percent simple interest per annum) for each day after the due date that BS fails to pay the ALEC

X

Issue 16: What is the appropriate process for handling joint disputes regarding penalties paid to an ALEC?

Joint Stipulated Position: The parties concur with the proposal set forth in the FPSC Staff Proposal.

Wherefore, the parties listed above request that the Commission accept this ^{joint} Stipulation and base a decision on the issues listed herein on this Stipulation.