

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for arbitration
concerning complaint of IDS
Telcom LLC against BellSouth
Telecommunications, Inc.
regarding breach of
interconnection agreement.

DOCKET NO. 010740-TP

FILED: August 31, 2001

STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-PSC-01-1501-PCO-TP, issued July 18, 2001, the Staff of the Florida Public Service Commission files its Prehearing Statement.

A. All Known Witnesses

None.

B. All Known Exhibits

None.

C. Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

D. Staff's Position on the Issues

ISSUE 1: Has BellSouth breached its interconnection agreement with IDS by failing to provide IDS OSS at parity?

POSITION: No position at this time.

ISSUE 2: Has BellSouth breached its interconnection agreement with IDS by failing to provide IDS UNES and UNE-Ps at parity?

POSITION: No position at this time.

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ISSUE 3: Has BellSouth engaged in anticompetitive activities against IDS in violation of Chapter 364, Florida Statutes, and the Telecommunications Act of 1996?

POSITION: No position at this time.

ISSUE 4: Has BellSouth inappropriately utilized IDS' CPNI data in violation of the Telecommunications Act of 1996?

POSITION: No position at this time.

ISSUE 5: What remedies, if any, should the Commission order BellSouth to provide IDS in the event IDS proves that BellSouth has breached the Interconnection Agreement or engaged in anticompetitive activities?

POSITION: No position at this time.

E. Pending Motions

There are currently three outstanding motions in this case:

1. BellSouth's Motion for a Continuance filed August 29, 2001.
2. BellSouth's Motion to Defer OSS Issue to Generic Docket Addressing Third Party Testing of BellSouth's OSS filed August 27, 2001.
3. BellSouth's Motion for Leave to File Supplemental Rebuttal Testimony filed August 29, 2001.

F. Pending Confidentiality Claims or Requests

The parties have filed several notices of intent to request confidential treatment, but no request has been filed as of the time this prehearing statement was filed.

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G. Compliance with Order No. PSC-01-1501-PCO-TP

Staff has complied with all requirements of the Order Establishing Procedure entered in this docket.

Respectfully submitted this 31st day of August, 2001.



MARY ANNE HELTON
Staff Counsel

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of Staff's Prehearing Statement was furnished to **James Meza III and Nancy B. White, c/o Ms. Nancy H. Sims**, BellSouth Telecommunications, Inc., 150 South Monroe Street, Suite 400, Tallahassee, Florida 32301-1556, and **Suzanne F. Summerlin, Esquire**, 1311-B Paul Russell Road, Suite 201, Tallahassee, Florida 32301, by U.S. Mail, on this 31st day of August, 2001.



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