



Public Service Commission
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COMMISSION CLERK

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DATE: OCTOBER 25, 2001

TO: DIRECTOR, DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES (BAYÓ)

FROM: DIVISION OF LEGAL SERVICES (CHRISTENSEN) *WJL*
DIVISION OF COMPETITIVE SERVICES (BARRETT) *MCB MD*

RE: DOCKET NO. 000649-TP - PETITION BY MCIMETRO ACCESS TRANSMISSION SERVICES LLC AND MCI WORLDCOM COMMUNICATIONS, INC. FOR ARBITRATION OF CERTAIN TERMS AND CONDITIONS OF A PROPOSED AGREEMENT WITH BELL SOUTH TELECOMMUNICATIONS, INC. CONCERNING INTERCONNECTION AND RESALE UNDER THE TELECOMMUNICATIONS ACT OF 1996.

AGENDA: 11/06/01 - REGULAR AGENDA - POST HEARING DECISION - PARTICIPATION IS LIMITED TO COMMISSIONERS AND STAFF

CRITICAL DATES: NONE

SPECIAL INSTRUCTIONS: NONE

FILE NAME AND LOCATION: S:\PSC\LEG\WP\000649.RCM

CASE BACKGROUND

In its May 26, 2000, Petition for Arbitration, MCImetro Access Transmission Services, LLC and MCI WorldCom Communications, Inc. (collectively referred to as "WorldCom") sought resolution of issues in the interconnection negotiations between it and BellSouth Telecommunications Inc. (BellSouth). An administrative hearing was held on October 4-6, 2000. By Order No. PSC-01-0824-FOF-TP, issued March 30, 2001, the Commission rendered its decision in this arbitration.

On April 16, 2001, WorldCom filed a Motion for Reconsideration of certain issues in Order No. PSC-01-0824-FOF-TP. The Motion for Reconsideration and related pleadings were addressed in Order No. PSC-01-1784-FOF-TP, issued on August 31, 2001.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

On September 17, 2001, BellSouth submitted a Notice of late-filing agreement, along with its petition for approval of its arbitrated interconnection, unbundling and resale agreements with WorldCom, pursuant to Section 252(e) of the Act. Though identical, two separate agreements were filed, one for MCI Metro Access Transmission Services, LLC and the other for MCI WorldCom Communications, Inc.

This is staff's recommendation for approval of the respective agreements between BellSouth & WorldCom.

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission approve the arbitrated interconnection, unbundling and resale agreements between BellSouth and WorldCom in Docket No. 000649-TP?

RECOMMENDATION: Yes. The Commission should approve the arbitrated interconnection, unbundling and resale agreements between BellSouth and WorldCom in Docket No. 000649-TP. (BARRETT)

STAFF ANALYSIS: In its May 26, 2000, Petition for Arbitration, WorldCom sought resolution of numerous issues in the interconnection negotiations between it and BellSouth. The administrative hearing was held on October 4-6, 2000. The parties reached settlement on certain issues prior to the Commission's decision, but nonetheless, in Order No. PSC-01-0824-FOF-TP, issued March 30, 2001, the Commission resolved the remaining issues set forth in this arbitration.

On April 16, 2001, WorldCom filed a Motion for Reconsideration of certain issues in Order No. PSC-01-0824-FOF-TP. The Motion for Reconsideration and related pleadings were addressed in Order No. PSC-01-1784-FOF-TP, issued on August 31, 2001.

On September 17, 2001, BellSouth submitted a Notice of late-filing agreement, along with its petition for approval of its arbitrated interconnection, unbundling and resale agreements with WorldCom, pursuant to Section 252(e) of the Act. The documents

were due to be filed with the Commission on September 14, 2001, but the national disaster of early September impaired the timely delivery of the said documents. Two separate agreements were filed, one for MCImetro Access Transmission Services, LLC and the other for MCI WorldCom Communications, Inc. The agreements are filed in accordance with the Commission's Final Orders in this docket, Order Nos. PSC-01-0824-FOF-TP and PSC-01-1784-FOF-TP.

Staff has reviewed the said agreements and believes they comply with the Commission's decisions in Order Nos. PSC-01-0824-FOF-TP and PSC-01-1784-FOF-TP, as well as the Act. Staff, therefore, recommends that the Commission approve BellSouth's arbitrated interconnection, unbundling and resale agreements with WorldCom.

ISSUE 2: Should this docket be closed?

RECOMMENDATION: Yes. If the Commission approves staff's recommendation in Issue 1, no further action will be required in this docket. Therefore, this docket may be closed. (CHRISTENSEN)

STAFF ANALYSIS: If the Commission approves staff's recommendation in Issue 1, no further action will be required in this docket. Therefore, this docket may be closed.