



Public Service Commission
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

RECEIVED PSC
DEC 26 AM 11:29
COMMISSION
CLERK

DATE: DECEMBER 26, 2001

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

FROM: DIVISION OF COMPETITIVE SERVICES (FULWOOD, KING) *pac*
DIVISION OF LEGAL SERVICES (CHRISTENSEN, BANKS) *pac* *SAS for WDH* *PRB*

RE: DOCKET NO. 000828-TP - PETITION OF SPRINT COMMUNICATIONS
COMPANY LIMITED PARTNERSHIP FOR ARBITRATION OF CERTAIN
UNRESOLVED TERMS AND CONDITIONS OF A PROPOSED RENEWAL OF
CURRENT INTERCONNECTION AGREEMENT WITH BELLSOUTH
TELECOMMUNICATIONS, INC..

DOCKET NO. 000761-TP - PETITION OF SPRINT SPECTRUM L.P.,
d/b/a SPRINT PCS FOR ARBITRATION OF CERTAIN TERMS AND
CONDITIONS OF A PROPOSED AGREEMENT WITH BELLSOUTH
TELECOMMUNICATIONS, INC. PURSUANT TO SECTION 252 OF THE
TELECOMMUNICATIONS ACT.

AGENDA: 1/8/02 - 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\000828.RCM

CASE BACKGROUND

On July 10, 2000, Sprint Communications Company Limited
Partnership (Sprint) filed a Petition for Arbitration pursuant to
47 U.S.C. Section 252(b) of the Telecommunications Act of 1996 (the
Act), seeking arbitration of certain unresolved issues in the
interconnection negotiations between Sprint and BellSouth

DOCUMENT NUMBER-DATE
16060 DEC 26 01
FPSC-COMMISSION CLERK

Telecommunications Inc. (BellSouth).¹ An administrative hearing was held on January 10, 2001. By Order No. PSC-01-1095-FOF-TP, issued May 8, 2001, the Commission rendered its decision in this arbitration.

On May 23, 2001, Sprint timely filed its Motion for Reconsideration or Clarification of Order No. PSC-01-1095-FOF-TP. Subsequently, June 4, 2001, BellSouth filed its Memorandum in opposition to Sprint's Motion for Reconsideration. On June 5, 2001, the parties filed a Joint Motion for Extension of Time for the filing of the executed agreement. On July 9, 2001, BellSouth submitted its Arbitrated Interconnection, Unbundling, Resale, and Collocation Agreement with Sprint; concurrently, Sprint filed its letter identifying a contract provision for which the parties did not agree.

On August 9, 2001, BellSouth filed its Motion for Resolution of Disputed Language. Consequently, on August 15, 2001, Sprint filed its response to BellSouth's Motion, and Notice of Withdrawal of its Motion for Reconsideration. The Motion for Extension of Time and Motion Resolving Disputed Language were addressed in Order No. PSC 01-2016-FOF-TP, issued October 9, 2001.

On November 8, 2001, BellSouth filed the Final executed Interconnection, Unbundling, Resale, and Collocation Agreement with Sprint for Docket Nos. 000828-TP and 000761-TP. This recommendation addresses the approval of the Agreement in these dockets.

¹A separate docket, Docket No. 000761-TP, was opened to address Sprint Spectrum L.P. d/b/a Sprint PCS (Sprint PCS) petition for arbitration with BellSouth Telecommunications, Inc. (BellSouth) filed on June 23, 2000. This matter was set for administrative hearing; however, prior to the hearing, on January 9, 2001, the parties settled the issues in this docket and the hearing was canceled. The parties in 000761-TP will be adopting the final agreement approved in Docket No. 000828-TP; therefore, this recommendation includes both Dockets.

DISCUSSION OF ISSUES

ISSUE 1: Should the Commission approve the arbitrated Interconnection, Unbundling, Resale, and Collocation Agreement between BellSouth and Sprint in Docket Nos. 000828-TP and 000761-TP?

RECOMMENDATION: Yes. The Commission should approve the arbitrated Interconnection, Unbundling, Resale, and Collocation Agreement between BellSouth and Sprint in Docket Nos. 000828-TP and 000761-TP. (FULWOOD, KING)

STAFF ANALYSIS:

On November 8, 2001, BellSouth Telecommunications, Inc., Sprint Communications Company Limited Partnership, and Sprint Spectrum L.P., d/b/a Sprint PCS filed for approval of their final executed Interconnection Agreement, pursuant to Order Nos. PSC-01-1095-FOF-TP and PSC-01-2016-FOF-TP. Staff has reviewed the agreement, and believes that it complies with the Commission's decisions in Order Nos. PSC-01-1095-FOF-TP and PSC-01-2016-FOF-TP, as well as the Act. Therefore, staff recommends that the Commission approve the arbitrated Interconnection, Unbundling, Resale, and Collocation Agreement between BellSouth and Sprint in Docket Nos. 000828-TP and 000761-TP, filed November 8, 2001.

DOCKET NO. 000828-TP & 000761-TP
DATE: December 26, 2001

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, BANKS)

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.