



ORIGINAL

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November 7, 2003

Mrs. Blanca Bayo, Director  
Division of Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

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**RE: Docket Nos. 030851-TP and 030852-TP -  
Supra Telecommunications and Information Systems, Inc.'s  
Comments on Staff's Proposed Data Requests**

Dear Mrs. Bayo:

Enclosed for filing on behalf of Supra Telecommunications and Information Systems, Inc.'s (Supra) are an original and fifteen copies of Supra's Comments on Staff's Proposed Data Requests to be filed in the above referenced docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return it to me.

Sincerely,

RECEIVED & FILED  
*JH*  
FPSC-BUREAU OF RECORDS

*Jorge Cruz-Bustillo/LSA*  
Jorge Cruz-Bustillo  
Assistant General Counsel

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OTH 1 to each docket

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**CERTIFICATE OF SERVICE**  
**Docket Nos. 030851-TP and 030852-TP**

I HEREBY CERTIFY that a true and correct copy of the following was served via Hand Delivery, Facsimile, U.S. Mail, and/or Federal Express this 7<sup>th</sup> day of November, 2003 to the following:

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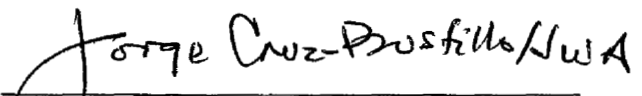
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By: Jorge Cruz-Bustillo

# ORIGINAL

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements Arising from Federal )  
Communications Commission Triennial UNE review: Local ) Docket No. 030851-TP  
Circuit Switching For Mass Market Customers )

In re: Implementation of requirements Arising From Federal )  
Communications Commission Triennial UNE review: Location ) Docket No. 030852-TP  
Specific-Review or DS1, DS3, and Dark Fiber Loops and Route-) )  
Specific Review for DS1, DS3, and Dark Fiber Transport ) Filed: November 7, 2003

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### Supra Telecommunications and Information Systems, Inc.'s Comments on Staff's Proposed Data Requests

Comes now Supra Telecom, pursuant to the Staff's request, hereby files these Comments on the Staff's proposed Data Request, and support thereof states the following:

Supra applauds the Staff's wisdom in using the Data Requests developed in the New York impairment proceedings as the starting point for Staff's proposed Data Requests. Staff's proposed Data Requests are comprehensive and will provide much of the necessary information required to assess the development of facilities-based competition in Florida. Supra offers the following comments to improve the proposed Data Requests.

In the FPSC Staff Switching Questions section, question number 3 should be modified to include DS0 and would read as:

3. The maximum number of DS0/voice-grade equivalent lines that you have the capacity to provide to customers through this switch. *(Column J)*

In the FPSC Staff Switching Questions section, Supra is concerned that the creation of a third category between the traditional mass market and enterprise market harms the mass market as it currently stands because it limits the mass market to customers with three lines or fewer and excludes those with four lines from being included in the mass market. Accordingly, the mass market category should remain all customers with 1 – 4 lines.

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Supra does recognize that not all customers with 5 or more lines would necessarily be enterprise customers purchasing DS1 and above. In recognition of those customers, Supra agrees that a new category could represent those customers and recommends that all customers with 5 – 9 lines be considered part of the group. It could be titled Small Enterprise Market. Customers with 10 or more lines would be the Enterprise Market.

In the FPSC Staff Switching Questions section, question number 13.a.i. asking whether wholesalers lease their switches to other carriers needs to be broadened. It is not enough that a wholesaler exists, but rather, the wholesaler must offer service that is, at a minimum, comparable to the ILEC's UNE switching service from all aspects – rates, terms, conditions, and accessibility. If the majority of CLECs cannot access the wholesaler's switch because it is uneconomical or in a location that is not easily or economically accessible, then it is not a viable alternative and should not be counted as a competitively offered switch for that particular market. All CLECs need to have access to the switch for it to be considered as a viable alternative to the ILEC's switch. For example, if the switch is located in an out-of-the-way location that is only accessible by one CLEC, then it is not a true alternative to the ILEC's UNE switching offering.

The Staff also needs to consider how long other CLECs have been leasing UNE switching from the non-ILEC switch owner and the economic viability of the switch owner. From a CLEC purchasing perspective, a CLEC will have greater confidence in a switch owner that has been providing switching for itself or others for fifty years compared to a new entrant that has only been providing switching to itself or others for only one or two years. If the CLEC has only just started to offer wholesale switching, very few, if any, CLECs will want to take the risk of being the first CLEC to try the new switch owner's service to see if it works.

If the switch owner is actively leasing its switch to other CLECs, then the Commission should know how long other CLECs have been leasing UNE switching capacity from the switch owner. If CLECs have been leasing switching capacity from the switch owner for several years then a CLEC has greater confidence that the switch owner will continue to be in existence in the future. By contrast, if a switch owner has only been leasing capacity for a year or two, CLECs may be wary of leasing switching from that provider. The long distance wholesale market provides a good comparison. New long distance carriers are more likely to lease capacity from AT&T, MCI, or Sprint than a new start up because they know that these carriers have been providing wholesale services for a number of decades.

The Commission also needs to know if the competitive switch offering, at a minimum, covers the same geographic area as the ILEC's switch. A CLEC will not want to lease switching capacity from a competitive switch owner that does not provide sufficient geographic coverage. The Commission should also seek to know the available capacity on the competitive providers' switches. Again, a CLEC will not want to lease capacity from a competitive switch owner that does not have capacity available to serve the CLEC's anticipated growing customer base.

A key part of the Commission's assessment of the vitality of facilities-based local competition will be the ability of CLECs to transition from UNE-P to UNE-L provided that the CLEC has installed its own switches or is leasing switching from a competitively-provided switch. Accordingly, it is important for the Commission to assess the ILEC's ability to perform hot cuts. If it is found that viable competitive alternatives exist for switching, the mere existence of competitive switching alternatives will be of no use if the ILECs cannot cut over the CLEC's UNE-P customers to the competitive switch in a timely and cost effective manner.

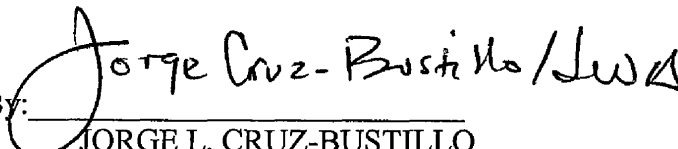
The Commission should include Data Requests to find out the number of hot cut requests the ILECs have received and how the ILEC performed in executing those hot cuts. The ILECs should break down the data into increments of 5% starting with the conversion times of the slowest 5%, slowest 10%, slowest 15%, and so on, so that parties can better discern performance. The Commission should know how long the end user customer is out of service on a typical hot cut and how much notification the ILEC gives the CLEC of when the hot cut is scheduled so that the CLEC can notify the customer of the temporary service interruption.

The Commission should also ask which loop technologies may impair the ILEC's ability to perform a hot cut (e.g., line splitting, IDLC), what percent of those lines per wire center are affected, and what pre-ordering information the ILEC makes available to the CLEC regarding the ILEC's ability to perform a hot cut on a specific customer's loop.

The Commission should ask the ILECs how many UNE-L orders the ILEC can provision per switch and per hour to determine if the ILEC can handle commercial quantities of hot cuts. The Commission should ask how many loops the ILEC can handle in one hot cut "batch" and what factors affect the size of the batch (size or location of wire center, equipment type, etc.).

Respectfully submitted this 7<sup>th</sup> day of November 2003.

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