

ORIGINAL

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for expedited review of BellSouth Telecommunications, Inc.'s intrastate tariffs for pay telephone access services (PTAS) rate with respect to rates for payphone line access, usage, and features, by Florida Public Telecommunications Association.

DOCKET NO. 030300-TP

MARCH 17, 2004

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STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-03-1066-PCO-TP, issued September 24, 2004, 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 1A: HAS BELLSOUTH REDUCED ITS INTRASTATE PAYPHONE LINE RATES BY THE AMOUNT OF THE INTERSTATE EUCL? IF NOT, HAS BELLSOUTH CEASED CHARGING THE EUCL ON PAYPHONE LINES?

POSITION: Staff has no position at this time.

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ISSUE 1B: AS OF WHAT DATE WAS BELLSOUTH REQUIRED TO REDUCE ITS INTRASTATE PAYPHONE LINE RATES BY THE AMOUNT OF THE INTERSTATE EUCL?

POSITION: Staff has no position at this time.

ISSUE 1C: CAN THE FPSC ORDER REFUNDS TO FPTA'S MEMBERS FOR THE TIME PERIOD BRACKETED BETWEEN (A) AND (B)? IF SO, WHAT IS THE AMOUNT OF ANY REQUIRED REFUNDS AND HOW SHOULD ANY REFUNDS BE EFFECTED?

POSITION: Staff has no position at this time.

ISSUE 2: IN DOCKET NO. 970281-TL, PAA ORDER NO. PSC-98-1088-FOF-TL, ISSUED ON AUGUST 11, 1998, THIS COMMISSION DETERMINED BELLSOUTH'S INTRASTATE PAYPHONE RATES TO BE IN COMPLIANCE WITH THE FCC'S "NEW SERVICES" TEST.

POSITION: Staff has no position at this time.

ISSUE 2A: ARE BELLSOUTH'S INTRASTATE PAYPHONE RATES NO LONGER COMPLIANT WITH THE NEW SERVICES TEST? IF SO, WHEN DID THEY BECOME NONCOMPLIANT?

POSITION: Staff has no position at this time.

ISSUE 2B: IF BELLSOUTH'S INTRASTATE PAYPHONE RATES ARE NOT COMPLIANT WITH THE NEW SERVICES TEST, AT WHAT RATE LEVELS WILL BELLSOUTH'S INTRASTATE PAYPHONE RATES COMPLY WITH THE NEW SERVICES TEST?

POSITION: Staff has no position at this time.

ISSUE 2C: CAN THIS COMMISSION ORDER BELLSOUTH TO REVISE ITS INTRASTATE PAYPHONE RATES? IF SO, AS OF WHAT DATE SHOULD ANY SUCH RATE CHANGES BE EFFECTIVE?

POSITION: Staff has no position at this time.

ISSUE 2D: IF BELLSOUTH'S PAYPHONE RATES BECAME NONCOMPLIANT WITH THE NEW SERVICES TEST, CAN THE FPSC ORDER REFUNDS TO FPTA'S MEMBERS FOR THE TIME PERIOD FROM WHEN THEY BECAME NONCOMPLIANT TO THE DATE IDENTIFIED IN ISSUE 2(C)? IF SO, WHAT IS THE AMOUNT OF ANY REQUIRED REFUNDS, AND HOW SHOULD ANY REFUNDS BE EFFECTED?

POSITION: Staff has no position at this time.

e. Pending Motions

Staff has no pending motions.


f. Pending Confidentiality Claims or Requests

Staff has no pending confidentiality claims or requests.

g. Compliance with Order No. PSC-03-1066-PCO-TP

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

Respectfully submitted this 17<sup>th</sup> day of March, 2004.

  
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LEE FORDHAM  
Staff Counsel

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I HEREBY CERTIFY that one copy of Staff's Prehearing Statement, has been furnished by U.S. Mail, this 17<sup>th</sup> day of March, 2004, to the following:

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