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September 20, 2004

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

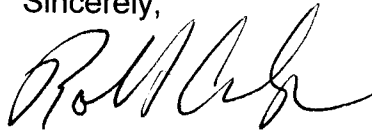
Re: Docket No. 000121A-TP

**In Re: Investigation into the establishment of operations support
systems permanent incumbent local exchange Telecommunications
companies**

Dear Ms. Bayó:

Enclosed is BellSouth Telecommunications, Inc.'s Preliminary Issues List, which we ask that you file in the captioned docket. A copy of the same is being provided to all parties as reflected in the attached certificate of service.

Sincerely,



Robert A. Culpepper

Enclosures

cc: All parties of record
Marshall M. Criser, III
Nancy B. White
R. Douglas Lackey

CERTIFICATE OF SERVICE
Docket No. 000121A-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

Electronic Mail and U.S. Mail this 20th day of September, 2004 to the following:

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Robert A. Culpepper

**(+) Signed Protective
Agreement**

#502166

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into the Establishment)
Of Operations Support Systems Permanent)
Performance Measures for Incumbent)
Local Exchange Telecommunications.)
Companies (BellSouth Track).)

Docket No.: 000121A-TP

Filed: September 20, 2004

BELLSOUTH TELECOMMUNICATIONS, INC.'S PRELIMINARY ISSUES LIST

As requested by Florida Public Commission Staff ("Staff") at the close of the SQM workshop held on September 2, 2004, BellSouth Telecommunications, Inc. ("BellSouth") provided a list of preliminary issues to Staff's counsel and to counsel for the CLEC Coalition. As suggested by Staff counsel, BellSouth submitted its issues list in an informal manner and without filing and serving the same on all parties of record. Staff Counsel made this suggestion to accommodate the CLEC Coalition's repeated requests for additional time to formulate its issues list. Notwithstanding its request, on September 13, 2004, the CLEC Coalition filed and served its issues list (consisting of one issue) accompanied by nine pages of comments regarding its sole issue.

Given the CLEC Coalition action, BellSouth hereby files its preliminary issues list. However, it is BellSouth's position that the CLEC Coalition's submission of comments in support of its one stated issue is inappropriate, goes well beyond Staff's request, and is completely contrary to the position taken by the CLEC Coalition at the close of the workshop. Accordingly, BellSouth will not respond to the comments submitted by the CLEC Coalition other than to state that BellSouth disagrees with the CLEC Coalition comments and reiterates that the performance assessment plan ("Plan") is intended to ensure BellSouth's continued

compliance with its obligation arising under Section 251 of the Telecommunications Act of 1996.

The SQM and SEEM workshops are intended to be a collaborative forum wherein the parties review, discuss, and attempt to reach agreement regarding revisions to the Plan, based on the experience gained from operating under the current Plan for over two years. The workshop sessions should continue as scheduled, and at the appropriate time, or as otherwise ordered by the Commission or requested by the Commission Staff, BellSouth will fully brief the issue regarding the Plan's scope.

PRELIMINARY ISSUES LIST

I. SCOPE OF THE PLAN

SHOULD THE PLAN'S SCOPE EXTEND BEYOND ENSURING BELLSOUTH'S CONTINUED COMPLIANCE WITH ITS OBLIGATIONS ARISING UNDER SECTION 251 OF THE TELECOMMUNICATIONS ACT OF 1996 ("ACT")?

SHOULD THE PLAN'S SCOPE BE EXTENDED TO INCLUDE MONITORING AND ENFORCING OBLIGATIONS ARISING UNDER SECTION 271 OF THE ACT?

SHOULD THE PLAN'S SCOPE BE EXTENDED TO INCLUDE MONITORING AND ENFORCING ANY STATE LAW OBLIGATIONS?

II. JURISDICTION

DOES THE COMMISSION HAVE THE AUTHORITY TO ENFORCE OBLIGATIONS ARISING UNDER SECTION 271 OF THE ACT?

DOES FEDERAL LAW PREVENT (OR PREEMPT) ANY ATTEMPT TO ENFORCE STATE LAW OBLIGATIONS THAT ARE IN ADDITION TO, OR INCONSISTENT WITH, BELLSOUTH'S OBLIGATIONS ARISING UNDER SECTION 251 OF THE ACT?

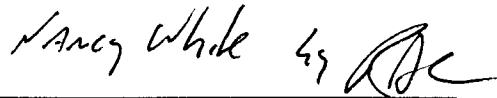
III. CHANGE OF LAW

SHOULD THE PLAN BE REVISED SO THAT CHANGES IN OBLIGATIONS ARISING UNDER SECTION 251 OF THE ACT ARE INCORPORATED INTO THE PLAN WITHOUT UNDUE DELAY AND PREJUDICE TO ANY PARTY?

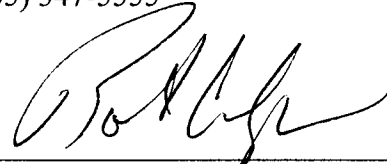
IV. AUTHORITY TO LEVY FINES

ABSENT BELLSOUTH'S CONSENT, DOES THE COMMISSION HAVE THE AUTHORITY TO IMPOSE A SELF-EXECUTING REMEDY PLAN?

Respectfully submitted this 20th day of September 2004.



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