

ORIGINAL

CCA Official Filing

12/21/2004 3:27 PM*****

Matilda Sanders1

Matilda Sanders

From: Daniels,Sonia C - LGCRP [soniadaniels@att.com]
 Sent: Tuesday, December 21, 2004 3:24 PM
 To: Filings@psc.state.fl.us
 Cc: Lisa Harvey; Adam Teitzman; Jerry Hallenstein; rmulvany@birch.com; gwatkins@covad.com; mfeil@mail.fdn.com; Michael Gross; dst@tobinreyes.com; aleiro@idstelcom.com; NEdwards@itcdeltacom.com; Donna McNulty; jmclau@kmctelecom.com; jacanis@kelleydrye.com; mhazzard@kelleydrye.com; jmcglothlin@mac-law.com; Vicki Gordon Kaufman; rheatter@mpowercom.com; danyelle.kennedy@networktelephone.net; Inowalsky@nbglaw.com; Michael Britt; Peter Dunbar; Susan Masterton; Dulaney L. O'Roark; Mark.Ozanick@accesscomm.com; mconquest@itcdeltacom.com; MCampbell@nuvox.com; TSauder@birch.com; Nancy Sims; Nancy White; Tracy Hatch; Chris McDonald; Musselwhite,Brian J - LGCRP; Norris,Sharon E - LGCRP
 Subject: RE: 000121A -- CLEC Comments



CLEC
s on Propose

> Docket No. 000121A-TP -- In re: Investigation into the Establishment of Operations Support system Permanent Performance
 > Measures for Incumbent Local Exchange Telecommunications Companies
 > (BellSouth track)
 >
 >
 > Attached please find for electronic filing the CLEC Coalition's Comments on BellSouth's Proposed PMAP Changes to be filed in the above-referenced docket. The cover letter, certificate of service and the CLEC Coalition's Comments are a total of 8 pages. The attached document should be considered the official version for purposes of the docket file.
 >
 > As indicated in the cover letter, copies of the CLEC Coalition's Response are being distributed to parties via electronic (in cases where e-mail addresses are available) and U.S. Mail. Thank you for your assistance in this matter.

> > <<CLEC Comments on Proposed PMAP Change 12-21-04.pdf>>

> Sonia Daniels--on behalf of Tracy Hatch
 > Docket Manager
 CMP _____ AT&T Law & Gov't Affairs
 > 1230 Peachtree
 COM _____ 4th Floor
 > Atlanta, GA 30309
 CTR _____ Phone: 404-810-8488
 > Fax: 281-664-9791
 ECR _____

GCL _____
 OPC _____
 MMS _____
 RCA _____
 SCR _____
 SEC 1
 OTH _____

DOCUMENT NUMBER-DATE
 13392 DEC 21 04
 FPSC-COMMISSION CL FRK

ORIGINAL



Tracy Hatch
Senior Attorney
Law and Government Affairs
Southern Region

Suite 700
101 N. Monroe Street
Tallahassee, FL 32301
850-425-6360

December 21, 2004

BY ELECTRONIC FILING

Ms. Blanca Bayó, Director
The Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Docket No. 000121A-TP

Dear Ms. Bayó:

Attached please find the CLEC Coalition's Comments on BellSouth's Preliminary Notification for February 2005 PMAP Changes in the above-referenced docket. Pursuant to the Commission's Electronic Filing Requirements, this version should be considered the official copy for purposes of the docket file. Copies of this document will be served on all parties via electronic and U.S. Mail.

Thank you for your assistance with this filing.

Sincerely yours,

s/ Tracy W. Hatch

Tracy W. Hatch

TWH/scd
Attachment
cc: Parties of Record

DOCUMENT NUMBER-DATE

13392 DEC 21 04

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the CLEC's Reply was served by

U.S. Mail this 21st day of December 2004 to the following:

(*) Blanca S. Bayo
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 3239-0850

Ms. Nancy B. White
c/o Nancy H. Sims
BellSouth Telecommunications, Inc.
150 S. Monroe Street, Suite 400
Tallahassee, FL 32301-1556

Michael A. Gross
Florida Cable Telecommunications Assoc.
246 E. 6th Avenue, Suite 100
Tallahassee, FL 32302

Nanette Edwards
ITC Deltacom
4092 South Memorial Parkway
Huntsville, AL 35802

Donna Canzano McNulty
MCI
1203 Governors Square Blvd., Suite 201
Tallahassee, FL 32301

John D. McLaughlin, Jr.
KMC Telecom, Inc.
1755 North Brown Road
Lawrenceville, GA 30043

Messer Law Firm
Floyd Self
Norman Horton
P.O. Box 1867
Tallahassee, FL 32302

Pennington Law Firm
Peter Dunbar
Karen Camechis

P.O. Box 10095
Tallahassee, FL 32302-2095

Rutledge Law Firm
Kenneth Hoffman
John Ellis
P.O. Box 551
Tallahassee, FL 32302-0551

McWhirter Law Firm
Joseph McGlothlin/Vicki Kaufman
117 S. Gadsden St.
Tallahassee, FL 32301

Wayne Stavanja/Mark Buechele
Supra Telecom
1311 Executive Center Drive, Suite 200
Tallahassee, FL 32301

Kimberly Caswell
Verizon Select Services, Inc.
P.O. Box 110, FLTC0007
Tampa, FL 33601-0110

John Rubino
George S. Ford
Z-Tel Communications, Inc.
601 S. Harbour Island Blvd.
Tampa, FL 33602-5706

Renee Terry
e.spire Communications, Inc.
131 National Business Parkway, #100
Annapolis Junction, MD 20701-10001

William Weber
Covad Communications Company
19th Floor, Promenade II
1230 Peachtree Street, NE
Atlanta, GA 30309-3574

WorldCom, Inc.
Dulaney O'Roark, III
Six Concourse Parkway, Suite 3200
Atlanta, GA 30328

IDS Telecom, LLC
Angel Leiro/Joe Millstone
1525 N.W. 167th Street, Second Floor
Miami, FL 33169-5131

Katz, Kutter Law Firm
Charles Pellegrini/Patrick Wiggins
106 East College Avenue, 12th Floor
Tallahassee, FL 32301

Mpower Communications Corp.
David Woodsmall
175 Sully's Trail, Suite 300
Pittsford, NY 14534-4558

ALLTEL Communications, Inc.
C/O Ausley Law Firm
Jeffrey Whalen
PO BOX 391
Tallahassee, FL 32302

BellSouth Telecom., Inc.
Patrick W. Turner/R. Douglas Lackey
675 W. Peachtree Street, Suite 4300
Atlanta, GA 30375

Sprint Communications Company
Susan Masterton/Charles Rehwinkel
PO BOX 2214
MS: FLTLHO0107
Tallahassee, FL 32316-2214

Miller Isar, Inc,
Andrew O. Isar
7901 Skansie Ave., Suite 240
Gig Harbor, WA 98335-8349

Birch Telecom of the South, Inc.
Tad J. Sauder
Manager, ILEC Performance Data
2020 Baltimore Ave.
Kansas City, MO 64108

Suzanne F. Summerlin
2536 Capital Medical Blvd.
Tallahassee, FL 32308-4424

[REDACTED]

Kelley Drye & Warren, LLP
Jonathan E. Canis/Michael B. Hazzard
1200 19th Street, N.W., 5th Floor
Washington, DC 20036

David Benck
Momentum Business Solutions, Inc.
2700 Corporate Drive
Suite 200
Birmingham, AL 35242

Russell E. Hamilton, III
Nuvox Communications, Inc.
301 N. Main Street, Suite 5000
Greenville, SC 29601

s/ Tracy W. Hatch
Tracy W. Hatch

[REDACTED]

[REDACTED]

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into the Establishment)
of Operations Support System Permanent) Docket No. 000121A-TP
Performance Measures for Incumbent)
Local Exchange Telecommunications) Filed: December 21, 2004
Companies (BellSouth Track))

**CLEC COALITION COMMENTS ON
BELLSOUTH'S PRELIMINARY NOTIFICATION
FOR FEBRUARY, 2005 PMAP CHANGES**

The Competitive Local Exchange Carriers ("CLECs"), AT&T Communications of the Southern States, LLC; Birch Telecom; DIECA Communications Company d/b/a Covad Communications Company ("Covad"); ITC^DeltaCom Communications, Inc. ("ITC^DeltaCom/BTF"); MCImetro Access Transmission Services, LLC, and Network Telephone Corp., hereinafter collectively referred to as the "CLEC Coalition," hereby file the following comments in response to BellSouth's Proposed Notification Report for the January 2005 data month and Preliminary Notification Report for the data month of February 2005. Those reports are dated December 1, 2004 and are included as Attachment 1. The CLEC Coalition comments specifically on BellSouth's Preliminary February 2005 Data Notification, Item 4. This item, among others, was discussed during an industry conference call on December 7, 2004.¹

I. FEBRUARY PRELIMINARY CHANGES

Item 4 states "Where a CLEC enters into an agreement(s) with BellSouth for services not subject to the SQM plan, such services should not be reflected in the SQM data in accordance

¹ A member the Florida Public Service Commission attended this call.

with the parties' agreement (s). BellSouth will implement coding changes to effect this change." Further, during the December 7, 2004 conference call reviewing proposed changes to PMAP, BellSouth stated that unless services are required under 251, they are not subject to the SQM.

CLECs strongly disagree with BellSouth's position that it can unilaterally decide which processes and services are subject to the SQM plan, and therefore which performance result are to be reported. BellSouth's SQM and SEEM reporting requirements are clearly established by Order of this Commission, and can only be changed by subsequent Order of this Commission. If BellSouth wishes to make a change in its reporting requirements, it may either file comments in a Commission initiated SQM review, or petition the Commission to establish such a review. As this Commission (and BellSouth) is well aware, this issue is currently a disputed, open item in the current SQM and SEEM review, with comments by the parties filed in this docket on December 6, 2004. Therefore, BellSouth's inappropriate proposal to proceed with implementation in advance of a decision by this Commission should be rejected.

Respectfully submitted this 21st day of December, 2004.

CLEC COALITION

s/ Tracy Hatch

Tracy Hatch
AT&T Communications of the Southern States,
LLC
101 N. Monroe St., Suite 700
Tallahassee, FL 32301

s/ Rose Mulvany Henry

Rose Mulvany Henry
Vice President of Regulatory Affairs

Birch Telecom, Inc.
2020 Baltimore Avenue
Kansas City, MO 64108

s/ Gene Watkins

Charles E. (Gene) Watkins
Senior Counsel, DIECA Communications, Inc.
d/b/a Covad Communications Co.
1230 Peachtree Street, N.E.
19th Floor
Atlanta, Georgia 30309

s/ Nanette Edwards

ITC^Deltacom/BTI
Nanette S. Edwards
4092 South Memorial Parkway
Huntsville, AL 35802-4343

s/ Donna McNulty

Donna Canzano McNulty
MCImetro Access Transmission Services, LLC,
MCI WorldCom Communications, Inc.
1203 Governors Square Blvd., Suite 201
Tallahassee, FL 32301

s/ Floyd Self

Counsel for MCI
Floyd Self
Messer, Caparello & Self
215 South Monroe St Ste 701
PO Box 1876
Tallahassee FL 32302-1876

s/ Margaret Ring

Margaret Ring
Director, Regulatory & Governmental Affairs
Network Telephone Corp.
3300 North Pace Boulevard
Pensacola, FL 32505