

Diamond Williams

From: Marsha Rule [marsha@reuphlaw.com]
Sent: Wednesday, November 24, 2010 10:36 AM
To: Filings@psc.state.fl.us
Cc: Joe.M.Chiarelli@sprint.com; Bill.Atkinson@sprint.com; Charles Murphy; Frank Trueblood; Brenda Merritt; ke2722@att.com; th9467@att.com; mg2708@att.com; greg.follensbee@att.com; BARBER, ROBERT C (Legal); Friedman, Dennis G.
Subject: Dockets 100176 and 100177
Attachments: 2010.11.24. Joint Status Report.pdf

The full name, address, telephone number, and e-mail address of the person responsible for the electronic filing:

MARSHA E. RULE
Rutledge, Ecenia & Purnell, P. A.
Post Office Box 551
Tallahassee, Florida 32302-0551
(850) 681-6788
marsha@reuphlaw.com

The docket number and title of docket:

Docket No. 100177-TP
In re: Petition for Arbitration of Interconnection Agreement Between BellSouth Telecommunications, Inc. d/b/a AT&T Florida and Sprint Spectrum L.P., Nextel South Corp., and NPCR, Inc. d/b/a Nextel Partners

Docket No. 100176-TP In re: Petition for Arbitration of Interconnection Agreement Between BellSouth Telecommunications, Inc. d/b/a AT&T Florida and Sprint Communications Company Limited Partnership

The name of the party on whose behalf the document is filed:

Sprint Spectrum L.P., Nextel South Corp., and NPCR, Inc. d/b/a Nextel Partners and Sprint Communications Company Limited Partnership

The total number of pages in the attached document: 5

A brief but complete description of each attached document:

Joint Status Report

Marsha E. Rule, Attorney
Rutledge, Ecenia & Purnell, P.A.
119 South Monroe Street, Suite 202
Tallahassee, Florida 32301
P.O. Box 551
Tallahassee, Florida 32301-0551
marsha@reuphlaw.com
850.681.6788. Phone
850.681.6515 Fax

DOCUMENT NUMBER DATE
09584 NOV 24 2010
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re:)
Petition for Arbitration of)
Interconnection Agreement Between) Docket No. 100176-TP
BellSouth Telecommunications, Inc.)
d/b/a AT&T Florida and Sprint)
Communications Company L.P.)

In re:)
Petition for Arbitration of)
Interconnection Agreement Between) Docket No. 100177-TP
BellSouth Telecommunications, Inc.)
d/b/a AT&T Florida)
and Sprint Spectrum L.P., Nextel South)
Corp., and NPCR, Inc. d/b/a Nextel Partners)
_____) Filed: November 24, 2010

JOINT STATUS REPORT

On October 26, 2010 the Florida Public Service ("Commission") issued its Order Granting Joint Motion to Stay Proceedings, Order No. PSC-10-0641-PA-TP and, on October 27, 2010, issued its Amendatory Order, Order No. PSC-10-0641A-PCO-TP, that collectively stayed the proceedings in the above-captioned dockets until January 11, 2011 (the "Stay Order"). The Stay Order directs the Parties to develop an agreed upon schedule for resolution of any remaining issues in the docket and advise Commission Staff of the proposed schedule on or before November 5, 2010; and, that "[t]hirty days from the date this Order is issued, and every thirty days thereafter during the stay, the Parties will file a joint status report with the Commission: 1) identifying any issues that have been resolved and 2), notifying the Commission of any new or revised issues." Order No. PSC-10-0641-PA-TP at pp. 1 and 2.

DOCUMENT NUMBER-DATE
09584 NOV 24 0
FPSC-COMMISSION CLERK

Pursuant to the Stay Order, BellSouth Telecommunications, Inc. d/b/a AT&T Florida (“AT&T Florida”) and Sprint Communications Company Limited Partnership, Sprint Spectrum L.P. d/b/a Sprint PCS, Nextel South Corp. and NPCR, Inc. d/b/a Nextel Partners (collectively “Sprint”)(together, the “Parties”) file this Joint Status Report to respond to Commission Staff’s requested changes to the Parties’ proposed agreed-to schedule for resolution of the issues in these dockets, and to notify the Commission regarding the status of further resolved issues.

A. Response to Commission Staff Proposed Schedule Changes

On November 4, 2010, the Parties provided Commission Staff a joint proposed schedule for resolution of any remaining issues in the Dockets. Following discussions between the Parties and Staff, Staff proposed certain further changes. The Parties are generally in agreement with Staff’s revised schedule with the Parties’ further proposed edits reflected in ***bold, italicized and underlined text*** below, which establishes a two-phase discovery deadline for the purpose of accommodating any additional Staff discovery that may be associated with Supplemental testimony filed by the Parties:

01/11/2011	Stay is lifted
01/25/2011	Responses to Staff’s 2 nd set of discovery due (per Order)
02/25/2011	Responses to Staff’s 3 rd set of discovery due
02/25/2011	File revised joint DPL
<i><u>03/28/2011</u></i>	<i><u>Last day to send Discovery for anything except Supplemental testimony</u></i>
04/04/2011	Supplemental testimony, if any, with scope to be agreed upon by parties or submitted to Commission for resolution by 03/01/2011
04/15/2011	Prehearing statements
<i><u>04/15/2011</u></i>	<i><u>Last day to send Discovery regarding Supplemental testimony</u></i>
<i><u>04/18/2011</u></i>	<i><u>Discovery deadline for everything except Supplemental Testimony (last day for responses – 21 day turn around)</u></i>
04/26/2011	Prehearing conference
05/02/2011	Discovery deadline <i><u>regarding Supplemental testimony</u></i> (last day for responses - 15 day turnaround)

05/11/2011 Hearing (1/2 day on Wednesday, May 11, beginning at 1:30, and four full days – Thursday May 12, Friday May 13, Monday May 16 and Thursday May 19)
06/27/2011 Briefs
8/05/2012 Reply briefs

B. Further Resolved Issues

1) The following identified issues are resolved and should be removed from the issues to be addressed in the Florida proceeding:

Issue 5.[I.A.(5)]: Should the CLEC Agreement contain Sprint’s proposed language that requires AT&T to bill a Sprint Affiliate or Network Manager directly that purchases services on behalf of Sprint? (Section 1.5).

Issue 6.[I.A.(6)]: Should the ICAs contain AT&T’s proposed Scope of Obligations language? (Section 1.6).

Issue 24.[II.C.(1)]: Should Sprint be required to maintain 911 trunks on AT&T’s network when Sprint is no longer using them?

Issue 32.[II.F.(4)]: Should the CLEC ICA contain terms for AT&T’s Toll Free Database in the event Sprint uses it and what those terms?

Issues 67.[III.I.(a)] and 68.[III.I.(1)(b)]: (1) If Sprint orders (and AT&T inadvertently provides) a service that is not in the ICA,

(a) Should AT&T be permitted to reject future orders until the ICA is amended to include the service?

(b) Should the ICAs state that AT&T’s provisioning does not constitute a waiver of its right to bill and collect payment for the service?.

2) The Parties further understand and agree that terms used within the resolved issue contract language that are the subject of an otherwise unresolved issue, remain subject to conformance to reflect the ultimate resolution of the unresolved issue.

3) The Parties do not have any new or revised issues at this time.

Respectfully submitted this 24th day of November, 2010.



E. Earl Edenfield, Jr.
Tracy W. Hatch
Manuel A. Gurdian
AT&T Florida
c/o Gregory R. Follensbee
150 South Monroe Street
Suite 400
Tallahassee, FL 32301
Tel. No. (305) 347-5558
Fax. No. (305) 577-4491
ke2722@att.com
th9467@att.com
mg2708@att.com

Attorneys for BellSouth
Telecommunications, Inc., d/b/a
AT&T Florida



Marsha E. Rule
Rutledge, Ecenia & Parnell
P.O. Box 551
Tallahassee, FL 32302-0551
(850) 681-6788
Fax: (850) 681-6515
marsha@reuphlaw.com

Attorney for Sprint Communications
Company Limited Partnership, Sprint
Spectrum L.P., Nextel South Corp., and
NPCR, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served on the following by electronic and First Class Mail this 24th day of November, 2010:

Florida Public Service Commission:

Charles Murphy, Esq.
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
Email: cmurphy@psc.state.fl.us

AT&T Florida:

E. Edenfield/T. Hatch/M. Gurdian
c/o Mr. Gregory Follensbee
150 South Monroe Street, Suite 400
Tallahassee, FL 32301-1561
Email: greg.follensbee@att.com

Florida Public Service Commission:

Brenda Merritt
Room 270G
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
Email: bmerritt@psc.state.fl.us

Florida Public Service Commission:

Frank Trueblood,
Room 270E
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
Email: ftrueblo@psc.state.fl.us



Marsha E. Rule