

ORIGINAL

BELLSOUTH

Kathleen B. Levitz
Vice President-Federal Regulatory

August 20, 1999

EX PARTE OR LATE FILED

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WRITTEN EX PARTE

RECEIVED

AUG 20 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W., Room TWB-204
Washington, D.C. 20554

Re: CC Docket No. 99-68

Dear Ms. Salas:

This is to give notice that on August 20, 1999 I sent the attached written ex parte to: Lawrence Strickling, Chief of the Common Carrier Bureau and Jake Jennings, a member of that Bureau's Policy and Program Planning Division staff;

In accordance with Section 1.1206(b)(1), I am filing two copies of this notice in the docket identified above. If you have any questions concerning this, please call me.

Sincerely,



Kathleen B. Levitz
Vice President - Federal Regulatory

Attachment

cc: Lawrence Strickling
Jake Jennings

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Kathleen B. Levitz
Vice President-Federal Regulatory

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August 20, 1999

WRITTEN EX PARTE

Mr. Lawrence E. Strickling, Chief
Common Carrier Bureau
Federal Communications Commission
Room 5-C450
445 12th Street, S.W.
Washington, D.C. 20554

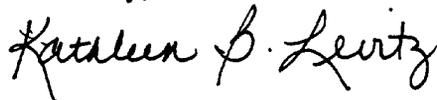
Re: CC Docket No. 99-68

Dear Mr. Strickling:

On August 12, 1999, Jonathan Banks, Robert Blau, and I, representing BellSouth, met with you to discuss issues relating to the Commission's UNE Remand proceeding. During that meeting you asked whether BellSouth is meeting its obligation to pay reciprocal compensation in each of its study areas. In response to your request, we have prepared the attached chart describing the status of litigation related to that obligation and of our reciprocal compensation payments. If after reviewing the chart, you have any questions, please call me at 202.463.4113.

In accordance with Section 1.1206(b)(1), I am filing two copies of this written ex parte presentation with the Secretary of the Commission and requesting that it be associated with the record of CC Docket No. 96-98.

Sincerely,



Kathleen B. Levitz
Vice President – Federal Regulatory

Attachment

cc: Jake Jennings

**Status Reciprocal Compensation for ISP Traffic
BellSouth Telecommunications**

State	CLEC	PSC Decision	Motion For Recon. (MFR)/Appeal	Post FCC 2/26/99 Order Activity	Timing of PSC or Court Action/Payment
AL	ICG, KMC, DeltaCom, ICI, e.spire, AT&T, TCG, Hyperion	Agreement language obligates BST to pay all CLECs except ICG	BST filed appeal with US District Court.	On MFR, 6/21/99 PSC ordered BST to pay reciprocal compensation to ICG.	Uncertain, however, court decision could come as early as 3 rd quarter. BST paying into the court registry.
FL	Worldcom, TCG, MCI, ICI, *** e.spire	Agreement language obligates BST to pay *** 3 member PSC panel ruled agreement obligates BST to pay	BST filed appeal with US District Court *** 4/21/99 BST filed MFR 4/26/99 BST filed Petition for Proposed Agency Action Protesting Order	Court denied stay of PSC order during appeal process. BST to pay reciprocal compensation to CLECs. *** 7/26/99 FPSC denied MFR.	Uncertain, however, court decision could come as early as 3 rd quarter. 7/22/99 BST paid WorldCom, ICI, MCI and TCG \$16M *** BST to appeal e.spire PSC order
GA	MCI, MFS, e.spire, ICI *** MediaOne	ISP traffic is local *** Hearing scheduled for 8/18, 8/19	BST filed appeals with US District Court. ***	No further action ***	Uncertain, however, court decision could come as early as 3 rd quarter. BST is paying into court registry. ***

State	CLEC	PSC Decision	Motion For Recon. (MFR)/Appeal	Post FCC 2/26/99 Order Activity	Timing of PSC or Court Action/Payment
KY	ACSI, ALEC Inc., Hyperion	Responses filed – No schedule yet			
LA	KMC	Hearing held 5/25, 5/26/99		8/5/99 PSC Staff recommended reciprocal compensation <u>not</u> due on ISP traffic.	
NC	US LEC, ICI, MCI	ISP traffic is local	BST filed appeals with US District Court Court remanded all 3 orders to NCUC	BST filed supplemental testimony with interim inter-carrier compensation plan. BST petitioned for renewed stay of ICI, MCI, US LEC with NCUC NCUC refused to renew stay for U S LEC	Uncertain, however, PUC decision could come as early as 3 rd quarter. BST paid US LEC \$11M. BellSouth working with ICI & MCI to determine amount due.
MS	Brooks	Hearing scheduled for 9/28/99			
SC	DeltaCom	Hearing scheduled for 9/15/99			
TN	Brooks Fiber *** Hyperion	ISP traffic is local *** No schedule yet	BST filed appeal & motion for stay of PSC order with US District Court.	No further activity	Awaiting assignment of judge and court decision on stay, payment into court register or payment to Brooks Fiber.