

EXHIBIT C

To: xDSL Collaborative

From: BA-NY

Date: January 10, 2000

Re: BA-NY's Responses to AT&T's ten "Scenario" questions regarding joint xDSL-provisioning issues.

Without debating (or waiving its position as to) whether any of the scenarios listed below fall within the definition of "Line Sharing" that the FCC set forth in its recent Line Sharing Order, BA-NY is providing the following initial responses to the scenario issues related to the potential development of new service offerings and/or processes for xDSL services. Initially, it is BA-NY's position that the positioning of a data element between a loop and a port in the scenarios described below is not a platform offering.¹

Furthermore, as we stated at the recent xDSL meeting, it is BA-NY's position that the xDSL collaborative should not become engaged at this time in an extended analysis of alternative scenarios that do not involve the sharing of a BA-NY POTS voice line by a data CLEC. While such analyses may be appropriate later, collaborative efforts should be focused on the outstanding issues related to the provisioning of xDSL unbundled loop services and the recent FCC requirement that BA-NY share lines over which it is providing voice services with data CLECs. BA-NY's responses to the ten scenario questions² are as follows:

¹ All responses assume that any necessary system/business rule changes have been implemented through the appropriate service development and/or change control processes.

² AT&T asked BA-NY "whether and how BA-NY would provision either voice or xDSL services under the following scenarios . . ." As indicated above, BA-NY is willing to have

Scenario 1

A customer, served by BA-NY for voice and by a data CLEC ("DCLEC") for xDSL data, wishes to convert the voice circuit to a voice CLEC ("VCLEC") provisioning under UNE-P. Will BA-NY allow the customer to migrate his voice service with no disruption to the customer's data service? Assume the VCLEC and DCLEC are amenable and have functioning working relations and processes.

Response: BA-NY assumes that the question refers to a situation where such a migration will occur post line sharing. BA-NY will convert the existing BA-NY voice service to a UNE loop (prequalified as xDSL compatible) and port without disrupting the data service. This assumes that "no disruption to the customer's data service" is intended to mean that a physical disconnect to the data service will not be required.

Scenario 2

A BA-NY Infospeed customer obtaining both voice and data from BA-NY wishes to convert both voice and data to a CLEC using UNE-P for voice and self providing xDSL through a collocated facility. What procedures does BA-NY propose to migrate such a customer?

Response: After prequalifying the loop as suitable for the DCLEC's data service, using existing prequalification processes, it is anticipated that the CLEC would initiate a LSR to provision a UNE loop (xDSL qualified) and a UNE port to the CLEC's collocation arrangement. The CLEC can then add its data service to the prequalified loop.

Scenario 3

discussions in the future about whether it would be able to provision all or part of the ten scenarios.

A customer has voice and data from a CLEC as per Scenario 2 and wishes to migrate the data to another DCLEC but keeping the voice with the original VCLEC. What procedures does BA-NY propose to offer to transition this service?

Response: Depending on the physical arrangements utilized by each of the CLECs involved, this scenario may be implemented without BA-NY's direct involvement. To the extent CLECs need to obtain facilities between collocation arrangements to facilitate this scenario, they could utilize BA-NY's DTS or DCS offerings.

Scenario 4

A customer with voice only service managed by a VCLEC using UNE-P wishes to add xDSL data. The VCLEC is prepared to offer the service through its own collocated facility. How would BA-NY provision this?

Response: Same as Scenario No. 2.

Scenario 5

A VCLEC UNE-P customer wishes to add xDSL data and the VCLEC has a working arrangement with a collocated DCLEC. How does BA-NY propose to provision?

Response: Same as Scenarios Nos. 2 and 4.

Scenario 6

A BA-NY voice and data Infospeed customer wishes to convert its voice service to a VCLEC using UNE-P. Will the BA-NY affiliate continue to provide data service? What procedures does BA-NY propose for effectuating such customer transfers?

Response: BA-NY will treat its data affiliate like all other CLECs. To the extent that the BA-NY data affiliate has made a business decision to "partner" with a VCLEC, the same processes will be used for all scenarios discussed.

Scenario 7

Same as Scenario 6 but assume that either as a matter of policy or in the particular instance (e.g., credit worthiness) the BA-NY affiliate declines to continue to provide data service. What procedure does BA-NY contemplate for transferring the customer's xDSL data line to another carrier prepared to provide it so as to continue an integrated voice/data offering?

Response: If the data affiliate decides to discontinue service to the end user customer (e.g., for credit worthiness), the end user customer will have the opportunity to transfer its xDSL service to another DCLEC.

Scenario 8

A BA-NY Infospeed customer wishes to migrate both its voice and its data to a collocated CLEC prepared to offer service using unbundled local loops. Please describe with specificity the pre-order, order and provisioning processes to seamlessly transfer the customer's service.

Response: It is anticipated that once the CLEC has prequalified the loop for xDSL, the CLEC would initiate the appropriate LSR to have the UNE loop provisioned to its collocation arrangement using the same processes with the necessary modifications, if any, that are in effect today to convert an existing BA-NY voice service to a UNE loop. The Infospeed service will be handled consistent with the processes described in Scenarios 6 and 7 above.

Scenario 9

A customer with BA-NY voice service wishes to migrate to an integrated VCLEC/DCLEC using UNE loops and to obtain both voice and xDSL data from the CLEC. Please describe with specificity the pre-order, order and provisioning processes for effectuating this migration.

Response: After prequalifying the loop as xDSL compatible, the existing BA-NY voice service will be converted to UNE loop using the same processes that are used today. The CLEC can then add its data capability to the xDSL qualified loop.

Scenario 10

A customer receiving special access service that is provisioned by BA-NY using xDSL wants (and is entitled to) convert the circuit to a UNE loop and to provide local service over it. Please describe how such loops will be converted?

Response: BA-NY does not offer the special access service described in this scenario.

* * * * *

On January 7, 2000, BA-NY received additional scenario questions from AT&T. BA-NY is in the process of reviewing these requests. We note that a number of these requests are significantly more complex than AT&T's first set. In addition, a number of these requests are about scenarios that involve BA-NY provisioning of end-to-end access to end user customers, as well as BA-NY's relationship with ISPs, which are unregulated entities. Accordingly, these requests may go beyond the scope of the current Collaborative. BA-NY will respond to these requests as soon as possible.

Exhibit D

EXHIBIT D

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January 20, 2000

To Active Parties
Re: Case 00-C-0127

This letter is intended to summarize some of the understandings reached at yesterday's collaborative meeting, and to list the parties' respective deliverables for the interim until our next meeting. The next meeting of the collaborative will be held at the offices of the Commission in New York City, One Penn Plaza, eighth floor boardroom, commencing at 10:00 A.M., on Wednesday, February 2, 2000.

The first deliverables are mine and Staff's: I have spoken to Albany Reporting, which produces the stenographic record of Public Service Commission sessions. Parties interested in obtaining via e-mail the Commission discussion of the staff report on the status of this collaborative may obtain pages 14 through 22 of the transcript of the PSC session held January 12, 2000, by e-mailing Dawn at Albany Reporting, at albanyreporting@mindspring.com. There is a charge for this service.

In addition, I expect a notice to be issued and posted on the PSC Web site (www.dps.state.ny.us) tomorrow establishing a brief comment and reply period for the Bell Atlantic-NY tariff filed December 20, 1999 establishing a surrogate line sharing discount charge for certain unbundled loops used to provide advanced services.

I expect that comments will be due in hand no later than January 27, 2000, and that Bell Atlantic-NY's reply will be due no later than noon, January 31, 2000. Because there is as yet no formal active party list established in this proceeding, I suggest parties use the e-mail list to serve copies of comments and replies. The usual filing methods apply, of course, to filing at the Office of the Secretary of the Commission. Further, I also expect the order to be issued shortly instituting this proceeding; a draft active party list will be circulated to you upon issuance, and posted on the Commission's Web site.

As to the rest:

- . With respect to the discussion of provisioning new xDSL-capable loops, Covad, NorthPoint, Rhythms, and NAS each agreed to take and test 10 intelligent demarks. Regarding loop acceptance parameters, there was continued disagreement. Parties agreed to refer to industry standards and re-raise at the next meeting
- . Parties will review the Bell Atlantic-NY workplan and discuss it at the next meeting; questions for information/clarification can be e-mailed to Tom McCarroll before the meeting.
- . With respect to loop qualification, the CLECs responded to Bell Atlantic-NY in two documents; parties will review those documents and discuss the proposals off-line, with the view to resolving, or narrowing issues to be presented to the Commission, at the next meeting.
- . In regard to the ability of the line-sharing working groups to stick to their adopted schedule and scope, John White pointed out that some data CLEC participants have not yet provided technical specifications of equipment to be used, and that this can lead to delay or narrow the scope of the provisioning. NorthPoint agreed to provide Bell Atlantic-NY immediately with the detailed information.
- . As to the discussion to clarify the Bell Atlantic-NY response to the AT&T 10 scenarios document, let me summarize--however inelegantly-- the point as to which all parties agreed and which, in my view, actually was clarified. When a competitive voice provider's customer chooses to order DSL data service from a DSL provider over its existing loop, Bell Atlantic-NY will not require the competitive voice provider to itself collocate or hot-cut the voice portion of the loop in order to continue providing voice service. It was also agreed that the specifics of OSS and other systems necessary to maximize interchangeability of services and providers would best be working through concretely, in the line-sharing work effort and in particular, in the effort commencing in March 2000 to examine these alternatives.

ELEANOR STEIN
Administration Law Judge

Exhibit E

EXHIBIT E

Accessible



“Minutes From January 19th SBC 13-State OSS xDSL Plan of Record Collaborative Meeting – Arkansas, Kansas, Missouri, Oklahoma, Texas”

Date: January 27, 2000

Number: **CLEC00-024**

Contact: Southwestern Bell Account Manager

Attached are the minutes from the SBC 13-State collaborative meeting held in Dallas last week on January 19th regarding SBC’s OSS xDSL Plan of Record. These minutes were taken during the meeting as participants worked through the issue matrix. The minutes were then reviewed at the end of the meeting with the participating CLECs to ensure items were accurately reflected.

Also at the end of the January 19th meeting, a date was selected for a 2-day follow-up meeting to be held in Dallas on Tuesday and Wednesday February 1st and February 2nd. Meeting location will be in Dallas, Four Bell Plaza 5th Floor, Room 5. The meeting will be from 9am – 5pm both days.

Attachment

**SBC/CLEC Collaborative Meeting
OSS xDSL Plan of Record
January 19, 2000**

**Minutes with
Synopsis of Issues by Category**

The SBC/Ameritech xDSL OSS POR Collaborative Meeting was opened by Kevin Talbot of SBC at 3 Bell Plaza Auditorium, Dallas, Texas on January 19, 2000. After a Welcome and Introduction, Kevin (1) gave an overview of the Plan of Record (POR) process, (2) noted the filing of the POR, (3) explained the CLEC POR response process, and (4) the requirements for submission of collaborative results to the FCC on Feb 7.

The meeting then discussed the Issues provided to the POR by the CLECs. Since there were a multitude of issues submitted by the CLECs who responded in writing, for purposes of simplification, SBC categorized them in to discussion topics. Attached are the issues raised by the CLECs by topic. Parties began to work through the Issues Matrix by topic. The following are comments made during those discussions by topic. Below each matrix of issues are the comments (minutes) that were made by the CLECs and SBC.

Standard Intervals

CLEC Comment	SBC Response	Status
<ul style="list-style-type: none"> • Request standard interval implementation timeline. 	<ul style="list-style-type: none"> • Standard intervals are currently available in SBC's 13-state generic offering. 	Resolved
<ul style="list-style-type: none"> • Request standard intervals be provided in POR. 	<ul style="list-style-type: none"> • This issue is outside of the scope of the POR. Individual CLECs standard intervals are based on individual interconnection agreements. 	Resolved
<ul style="list-style-type: none"> • Request that standard interval be based upon the receipt of a complete and valid LSR. 	<ul style="list-style-type: none"> • Standard intervals are based upon the receipt of a complete and valid LSR. 	Open
<ul style="list-style-type: none"> • Question whether standard provisioning intervals for CLECs will be in parity with those provided to SBC's affiliates 	<ul style="list-style-type: none"> • This issue is outside of the scope of the POR. SBC offers the same standard provisioning intervals to all CLECs including its affiliates. 	Resolved

**SBC/CLEC Collaborative Meeting
OSS xDSL Plan of Record
January 19, 2000**

**Minutes with
Synopsis of Issues by Category**

Line Sharing

CLEC Comment	SBC Response	Status
<ul style="list-style-type: none"> Request that POR include detailed processes for line sharing. 	<ul style="list-style-type: none"> SBC will comply with the line sharing order including the required timeframes. It is anticipated that the line sharing processes will be similar to the DSL capable loop processes in that an LSR will be utilized for ordering. The loop makeup information that we provide for other technologies will support this offering. Line sharing processes are in development stages and are subject to change based on what is learned during the line sharing trial. CLECs will be advised through existing notification procedures. 	Open

SBC: Details are still being worked. Will include TN and a LSR. The POR collaborative timeframe will end prior to the time line sharing trial completes, therefore specific details will not be included in the POR.

CLEC: How will the results of the trial be documented?

SBC: SBC is suggesting that a joint write-up be done by SBC and CLECs and then posted on SBC's web sites.

CLEC: Suggest that line sharing trial results be incorporated in the xDSL POR.

SBC: There is still an overriding timing issue. POR collaborative ends 2/7/00, while line sharing trial is still continuing.

**SBC/CLEC Collaborative Meeting
OSS xDSL Plan of Record
January 19, 2000**

**Minutes with
Synopsis of Issues by Category**

CLEC: Why don't we benefit from SBC's subsidiary's experience with line sharing?

SBC: Ameritech does not do true line sharing ordered via LSR.

(At this point--due to time constraints--the meeting was adjourned; see below for information on follow on meetings.)

Miscellaneous (Test, CMP, UNE-P)

CLEC Comment	SBC Response	Status
<ul style="list-style-type: none"> • Request access to loop provisioning test results prior to cooperative testing 	<ul style="list-style-type: none"> • This issue is outside of the scope of the POR. 	Open
<ul style="list-style-type: none"> • Request that we use Change Management Process (CMP) for rollout of new capabilities and software changes 	<ul style="list-style-type: none"> • SBC agrees to use the 13-state CMP, which is currently under development. 	Resolved
<ul style="list-style-type: none"> • Request to add DSL capability to UNE-P for line sharing 	<ul style="list-style-type: none"> • This is outside of the scope of the POR. FCC Line Sharing order specifically excludes UNE-P from line sharing requirements. 	Open
<ul style="list-style-type: none"> • POR does not include conducting a set of ordering workshops over the 13-state area 	<ul style="list-style-type: none"> • This issue is outside of the scope of the POR. 	Resolved

**SBC/CLEC Collaborative Meeting
OSS xDSL Plan of Record
January 19, 2000**

**Minutes with
Synopsis of Issues by Category**

Inventory

CLEC Comment	SBC Response	Status
<ul style="list-style-type: none"> • Request knowledge of legacy system where data is derived. 	<ul style="list-style-type: none"> • Loop makeup data is generally found in assignment and engineering systems (such as LFACS and ARES), however the information available in legacy systems and the specific legacy systems vary by SBC region. SBC needs further clarification of the business need for this request. 	Open

DLR Process

CLEC Comment	SBC Response	Status
<ul style="list-style-type: none"> • Request DLR prior to placing an order. 	<ul style="list-style-type: none"> • DLR for actual loop does not exist until order is being provisioned. 	Open
<ul style="list-style-type: none"> • Request to know what data will be contained in DLR. 	<ul style="list-style-type: none"> • SBC will add a list of the data fields for a DLR or a DLR-like record to its CLEC web sites. 	Resolved

CERTIFICATE OF SERVICE

I, Rudolph M. Kammerer, do hereby certify that on this 17th day of February, 2000, I caused a copy of the foregoing AT&T Corp.'s Petition for Reconsideration and Clarification of the *Third Report and Order* to be served upon each of the parties listed on the attached Service List by U.S. First Class mail, postage prepaid.

/s/ 
Rudolph M. Kammerer

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