

Response:

The six-month time limit is found in ordering paragraph 52.15 (i) (5) on pages 123-124 of FCC 00-104. The statement in this order is as follows: "The NANPA and the Pooling Administrator shall abide by the state commission's determination to reclaim numbering resources if the state commission is satisfied that the service provider has not activated and commenced assignment to end users of their numbering resources within six months of receipt."

6. Please refer to page 15, lines 22-25, of witness Haynes' direct testimony.
 - a. Has the FPSC exercised this authority to reclaim NXXs?

Response:

Yes.

- b. If the answer to (a) is affirmative, under what circumstances were these NXXs reclaimed?

Response:

Pursuant to the first paragraph on page five of order PSC-OO-0543-PAA-TP issued March 16, 2000, in Docket No. 981444-TP, the FPSC ordered immediate return of all unused and reserved NXX codes by all carriers in 954, 561 and 904 area codes.

Reclamation of unused and reserved NXX codes is also addressed beginning on page 66 of FPSC order PSC-OO-1937-PAA-TL issued October 20, 2000 in Docket Nos. 990455-TL, 990456-tl, 990457-TL and 990517-TL.

7. Please refer to the discussion of Verizon's FX Service on pages 17-18 of witness Haynes' direct testimony.
 - a. In the situation where an ALEC's customer calls a Verizon customer utilizing FX Service but physically located in a different local calling area than the ALEC's customer, does Verizon pay access charges to the ALEC for originating this call?

Response:

No. Verizon does not pay access charges in the example provided.

- a. If the response to (a) is negative, does Verizon charge reciprocal compensation for this call?

Response:

Yes. Verizon treats such calls as local traffic and reciprocal compensation applies because Verizon is compensated for the FX portion of the call by the Verizon customer who requested FX.

- b. Has Verizon ever charged reciprocal compensation for such calls?

Response:

As stated in 7b, Verizon handles calls from ALECs to FX customers' numbers as local traffic and reciprocal compensation applies to local traffic.

8. Please refer to page 3, lines 17-19 of witness Haynes' rebuttal testimony. Please identify what statute, rule, or order limits the FPSC's ability to implement rate center consolidation.

Response:

The Commission is constrained by statute from mandating rate center consolidation (RCC). RCC would necessarily involve extension or expansion of customers' local calling areas and service. Mandatory RCC is thus forbidden under Florida Statutes, section 364.385, which prohibits the Commission from initiating any new proceedings (after July 1, 1995) to consider requests for "extended area service, routes, or extended calling service." The Commission itself has confirmed that it lacks the jurisdiction to require price-regulated local exchange carriers to implement extended area or extended calling service requests. *See, e.g.,* Order No. PSC-97-0971-FOF-TI, at page 3.

To the extent that RCC would result in rate changes for Verizon, it is also unlawful under section 364.051 of the Florida Statutes, which strictly controls the rates of price-regulated carriers like Verizon.

For a more complete discussion of the limitations on this Commission's ability to order RCC, please refer to Verizon's and BellSouth's respective briefs filed April 24, 2001 in docket 010102-TP.