

RECEIVED

2003 NOV 17 PM 2:45

BellSouth Telecommunications, Inc.333 Commerce Street
Suite 2101
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

Guy M. Hicks
General Counsel615 214 6301
Fax 615 214 7406T.R.A. DOCKET ROOM
November 17, 2003

VIA HAND DELIVERY

Hon. Pat Miller, Hearing Officer
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37238

Re: *Implementation of the Federal Communications Commission's
Triennial Review Order (Nine-month Proceeding) (Loop & Transport)*
Docket No. 03-00527

Dear Director Miller:

Following is BellSouth's response to your *Order* of November 13, 2003.

1. The hearing in the three Triennial Review dockets (03-00491, *Mass Market Switching*, 03-00526, *Batch Hot Cuts*, 03-00527, *Loop and Transport*) will be completed during the week of March 29 through April 2, 2004. All oral testimony, including cross-examination of witnesses, will be heard during that time frame. Any oral testimony that is not or cannot be presented during that time frame will be knowingly and voluntarily waived by the Parties.

Response: BellSouth believes that the hearings for these three dockets can be completed during the week of March 29 through April 2, 2004. This agreement is, of course, dependent on an equitable distribution of time, particularly cross-examination time, between sides. BellSouth is prepared to waive oral testimony and cross-examination for a number of witnesses. For witnesses of any party whose oral testimony is waived, BellSouth understands that that witness' written testimony will be submitted into the evidentiary record and considered by the Authority in its deliberations. BellSouth is also willing to consider using transcripts of cross examination from prior state hearings in lieu of live cross-examination for such witnesses. BellSouth agrees to begin the hearing early in the day and

Hon. Pat Miller, Hearing Officer
November 17, 2003
Page 2

continue late into the afternoon. BellSouth also agrees to use Saturday, April 3, 2004 to finish the hearing if necessary.

2. The cross-examination presented during the week of March 29 through April 2, 2004 will be segregated by individual docket.

Response: BellSouth agrees that its cross-examination presented during the week of March 29, 2004 will be segregated by individual docket.

3. The parties jointly will present the Hearing Officer with an agreed final schedule for the week of March 29 through April 2, 2004, including specific witnesses and time frames for the presentation of testimony in each docket, by March 8, 2004.

Response: BellSouth agrees to work with the other parties to present a joint, agreed final schedule for the week of March 29 through April 2, 2004, including specific witnesses, time frames for the presentation of testimony and an equitable allocation of cross-examination time in each docket, by March 8, 2004.

BellSouth appreciates the Hearing Officer's assistance with these procedural matters.

Very truly yours,



Guy M. Hicks

GMH:ch

CERTIFICATE OF SERVICE

I hereby certify that on November 17, 2003, a copy of the foregoing document was served on the parties of record, via the method indicated:

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Henry Walker, Esquire
Boult, Cummings, et al.
414 Union Street, #1600
Nashville, TN 37219-8062
hwalker@boultcummings.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Charles B. Welch, Esquire
Farris, Mathews, et al.
618 Church St., #300
Nashville, TN 37219
cwelch@farrismathews.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Martha M. Ross-Bain, Esquire
AT&T
1200 Peachtree Street, Suite 8100
Atlanta, Georgia 30309
rossbain@att.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Timothy Phillips, Esquire
Office of Tennessee Attorney General
P. O. Box 20207
Nashville, Tennessee 37202
timothy.phillips@state.tn.us

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

H. LaDon Baltimore, Esquire
Farrar & Bates
211 Seventh Ave. N, # 320
Nashville, TN 37219-1823
don.baltimore@farrar-bates.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

James Wright, Esq.
United Telephone - Southeast
14111 Capitol Blvd.
Wake Forest, NC 27587
james.b.wright@mail.sprint.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Ms. Carol Kuhnnow
Qwest Communications, Inc.
4250 N. Fairfax Dr.
Arlington, VA 33303
Carol.kuhnnow@qwest.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Jon E. Hastings, Esquire
Boult, Cummings, et al.
P. O. Box 198062
Nashville, TN 37219-8062
jhastings@boultcummings.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Dale Grimes, Esquire
Bass, Berry & Sims
315 Deaderick St., #2700
Nashville, TN 37238-3001
dgrimes@bassberry.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Mark W. Smith, Esquire
Strang, Fletcher, et al.
One Union Square, #400
Chattanooga, TN 37402
msmith@sf-firm.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Nanette S. Edwards, Esquire
ITC^DeltaCom
4092 South Memorial Parkway
Huntsville, AL 35802
nedwards@itcdeltacom.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Guilford Thornton, Esquire
Stokes & Bartholomew
424 Church Street, #2800
Nashville, TN 37219
gthornton@stokesbartholomew.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Marva Brown Johnson, Esquire
KMC Telecom
1755 N. Brown Road
Lawrenceville, GA 30043
marva.johnson@kmctelecom.com

