

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION CONCERNING THE PROPRIETY)	
OF INTERLATA SERVICES BY BELLSOUTH)	CASE NO.
TELECOMMUNICATIONS, INC., PURSUANT TO)	2001-105
THE TELECOMMUNICATIONS ACT OF 1996)	

BELLSOUTH TELECOMMUNICATIONS, INC.'S
MOTION FOR RECONSIDERATION OF MAY 11, 2004 ORDER

BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to KRS 278.410(1), respectfully moves this Commission to reconsider its May 11, 2004, Order with respect to adopting and implementing the recently changed Georgia Performance Plan ("New Georgia Plan") by May 31, 2004. BellSouth hereby seeks reconsideration of Ordering Paragraphs 3, 4 and 5 of the Commission's May 11, 2004 Order. BellSouth is in the process of complying with Ordering Paragraphs 1 and 2 of the May 11, 2004 Order.

The Commission's May 11, 2004 Order, in addition to adopting the New Georgia Plan, afforded BellSouth an opportunity to submit a performance plan for Kentucky that would be an improvement over the New Georgia Plan ("Kentucky-specific plan"). See Ordering Paragraph 6. Because BellSouth will soon file such a new performance plan in Kentucky, BellSouth

respectfully requests that the Commission continue the existing Kentucky plan until the Commission has the opportunity to evaluate the new plan to be filed by BellSouth. BellSouth is working diligently to finalize an improved plan for Kentucky and expects to have that plan ready for filing within two weeks. As a result, it would be far more efficient to continue the existing plan while the Commission considers BellSouth's proposal and the implementation of a Kentucky-Specific plan rather than attempt to adopt and implement the New Georgia Plan and almost immediately thereafter begin the process to adopt and implement a better plan for Kentucky. In fact, BellSouth anticipates that August 1st is the earliest possible implementation date of the New Georgia Performance Plan in Kentucky, due to the work that is necessary to convert to the New Georgia Plan if that were required to be implemented. Thus, BellSouth is prepared to file its Kentucky-specific plan well before the New Georgia Plan could even be implemented. It is for these reasons that BellSouth requests the Commission reconsider the applicable portions of its May 11, 2004, Order and delay implementation of the New Georgia Plan.

On October 19, 2001, the Commission adopted the SQM and SEEM Plans developed by the Georgia Commission. BellSouth has been operating under that Georgia plan since that time. In the meantime, and based upon experience gained from operating under

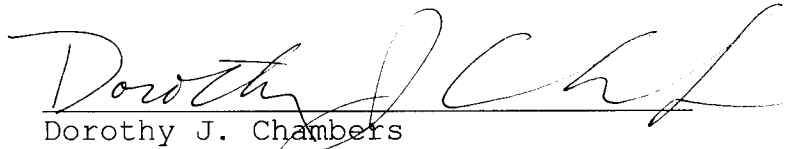
existing performance plans, BellSouth has been developing a simpler, more rational performance plan that concentrates on critical, customer-impacting measurements. This new performance plan is designed to solve the problems inherent in the existing Kentucky plan as well as the problems inherent in the New Georgia plan.¹ BellSouth has recently filed a new proposed plan in Tennessee (May 13, 2004), and a petition requesting the opening of a docket to establish a new performance plan in Florida (May 12, 2004). As stated earlier, BellSouth intends to file with the Kentucky Commission a new performance plan for Kentucky within the next two weeks.

For the foregoing reasons, BellSouth respectfully requests the Commission reconsider its decision to adopt and implement the New Georgia Plan, and to continue the existing plan until a Kentucky-specific plan is filed and considered by this Commission. As the Commission previously decided that the standards in the current plan will ensure that CLECs receive nondiscriminatory access, continuation of the current plan for this interim period will not harm competition in Kentucky.

¹ Although the SEEM portion of the New Georgia Plan is scheduled to undergo a third-party audit this year, the New Georgia Plan has not yet been third-party tested. Thus, there is no existing advantage, with respect to third-party testing, in adopting and implementing the New Georgia Plan. The Kentucky Specific Plan that will be filed with this Commission within two weeks will include a specific audit provision for this testing.

Further, continuation of the current plan for this interim period will not compromise the service levels of the Company's wholesale products and services. For these reasons, BellSouth respectfully requests the Commission grant reconsideration of the portions of its May 11, 2004 Order, noted herein, and continue the existing plan to allow BellSouth to promptly file a Kentucky-specific plan.

Respectfully submitted,



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