

**ORDER ADOPTING JOINT STIPULATION**  
**FOR DEAVERAGED UNE RATES**

**In re: Review of Cost Studies, Methodologies, and  
Cost-Based Rates for Interconnection and  
Unbundling of BellSouth Telecommunications  
Services**

**Docket No. 7061-U**

**and**

**In re: Generic Proceeding to Establish Long-Term  
Pricing Policies For Unbundled Network  
Elements**

**Docket No. 10692-U**

**BY THE COMMISSION:**

The Georgia Public Service Commission (Commission) issues this Order to adopt the Joint Stipulation Regarding UNE Deaveraging (Joint Stipulation) filed by AT&T Communications of the Southern States, Inc. (AT&T), BellSouth Telecommunications, Inc. (BellSouth), MCI WorldCom (MCI WorldCom), and Sprint Communications Company LP (Sprint) on February 21, 2000.

The Commission initiated Docket 7061-U to establish long-term pricing policies for Unbundled Network Elements (UNEs) and to establish recurring and nonrecurring rates for UNEs. The Commission

initiated Docket 10692-U to establish long-term pricing policies for combinations of UNEs and to establish recurring and nonrecurring rates for particular combinations of UNEs.

In its December 16, 1997 Order in Docket No. 7061-U, the Commission found that it should not implement geographical deaveraging of UNE rates until it addressed universal service. At the time the Order in Docket 7061-U was issued, Federal Communications Commission (FCC) Rule 51.507, which required geographic deaveraging, had been stayed by the Eighth Circuit Court of Appeals. On January 25, 1999, the Supreme Court issued its decision in AT&T Corporation v. Iowa Utilities Board, 119 S.Ct. 721 (1999). The Supreme Court's Iowa decision resulted in reinstating the FCC's pricing rules, including Rule 51.507. The FCC itself subsequently stayed its deaveraging rule. This stay expires on May 1, 2000. In its February 1, 2000 Order in Docket 10692-U, the Commission indicated that it intended to set deaveraged UNE rates in compliance with the FCC's Rules prior to the expiration of the stay.

On February 21, 2000, AT&T, BellSouth, MCI WorldCom, and Sprint filed the Joint Stipulation with the Commission. A copy of the Stipulation is attached hereto as Exhibit 1. The Joint Stipulation establishes deaveraged UNE rates, including deaveraged rates for UNE combinations, for BellSouth in Georgia. The rates, which are set forth in Attachment A to the Joint Stipulation, are based on the statewide average rates established by the Commission in Docket Nos. 7061-U and 10692-U.

The Commission finds and concludes that the rates, terms and conditions set forth in the Joint Stipulation are reasonable and should be adopted for unbundling of BellSouth's telecommunications services in Georgia, pursuant to Sections 251 and 252 of the Telecommunications Act of 1996 and Georgia's Telecommunications and Competition Development Act of 1995.

**WHEREFORE IT IS ORDERED**, that the Joint Stipulation shall be and the same hereby is adopted and incorporated herein.

**ORDERED FURTHER**, that the cost-based rates set forth in Attachment A to the Stipulation are established as the rates for BellSouth's unbundled network elements effective May 1, 2000. BellSouth shall file a revised Statement of Generally Available Terms and Conditions (SGAT) reflecting and implementing the rates and policies established by this Order by May 1, 2000.

**ORDERED FURTHER**, that a motion for reconsideration, rehearing, or oral argument or any other motion shall not stay the effective date of this Order, unless otherwise ordered by the Commission.

**ORDERED FURTHER**, that jurisdiction over these matters is expressly retained for the purpose of entering such further Order or Orders as this Commission may deem just and proper.

The above by action of the Commission in Administrative Session on the 21st day of March, 2000.

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Helen O'Leary  
Executive Secretary

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Bob Durden  
Chairman

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Date

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Date