

**BELLSOUTH TELECOMMUNICATIONS, INC.**  
**DESCRIPTION AND JUSTIFICATION**  
**ADSL and Session Based DSL Rate Regulation,**  
**and Terms & Conditions Changes**  
**and Nonrecurring Rate Reductions**  
**TRANSMITTAL NO. 852**

With this filing, BellSouth Telecommunications, Inc. (hereinafter referred to as "BellSouth") is revising its Tariff F.C.C. No. 1, Section 28 to make rate regulation and terms & conditions changes and to make reductions in certain nonrecurring charges. These changes will accommodate customer needs to make changes to their existing service economically.

The Tariff will now state that customers can request changes to the data rate combination (speed) of their existing BellSouth ADSL Service, as well as changes to/from BellSouth Session Based Service, with application of neither nonrecurring nor termination liability charges and that a new minimum service period and new recurring rates appropriate for the newly selected data rate combination will apply. Subsections 28.2 and 28.3 are modified to state that changes to a customer's BellSouth ADSL Service and/or BellSouth Session Based Service, whether Administrative, Speed or Session Based changes, must be made via BellSouth's electronic ordering system. Limitations on the number of Connections or Virtual Circuits that can be submitted via an electronic order have been removed and the

revised Tariff states that Connection and/or Virtual Circuit rearrangement requests can be submitted via either a single or a multiple Service Request Form (SRF). Language stating that service outage credit must be requested within thirty days of the service outage in order to be provided and that credit allowance will not apply under certain conditions, including periods of preventive maintenance and software upgrade activities, has been clarified where it currently appears and added for all services in Section 28 where it does not currently appear. In addition, Service Rearrangement Charges, per Virtual Circuit are being reduced to zero to accommodate customer needs to economically make changes in their existing service configuration and the \$26.00/month rate element at 28.3.9(A)(1)(a) has been modified to agree with other rate elements in Section 28 which must be used in conjunction with End-User Aggregation. BellSouth will continue to charge the customer \$26.00/month, as it does today – the change is made to show this amount as the sum of the \$25.40 rate for 28.3.9(A)(1)(a) and the \$.60/month rate for the required End-User Aggregation detailed at 28.2.10(E)(3)(a). Finally, headings have been added and formatting corrected on affected pages to facilitate ease of reading and understanding of the Tariff language.

Changes made with this filing are detailed following in the order in which they appear in BellSouth's revised Tariff.

- Language contained in 28.1.3(A)(1)(a) has been revised to clarify it's meaning. BellSouth marks have been removed from this page and are replaced by the statement at the bottom.
- 28.2.4.(D) has been added to make clear that customer requests for Administrative, Data Rate Combination (Speed) and Service Rearrangement Changes must be placed via electronic order and to provide the website address where the customer can place their electronic order. The page containing this part has been formatted to conform with convention for this Section.
- Ordering options previously appearing in the rate regulations part of this Section beginning 28.2.8(C) have been moved to 28.2.4(E), where such ordering options are appropriately located. Language limiting the number of Connections or Virtual Circuits that can be rearranged via electronic order has been removed from 28.2.4(E)(2) and language stating that Connection and/or Virtual Circuit requests may be submitted via either single or multiple SRF has been included. The page containing this part has been formatted to conform with convention for this Section.
- The page containing 28.2.4(F), (G) and (H) has been formatted to conform with convention for this Section.
- Pages containing 28.2.5, 28.2.6 and 28.2.7 have been formatted to conform with convention for this Section.

- In 28.2.8(A), the acronym Multiple Virtual Circuit (MVC) is spelled out to clarify its meaning and the page containing this part has been formatted to conform with convention for this Section.
- 28.2.8(B), (C) and (D) now break out, define and describe Administrative, Data Rate Combination (speed) and Service Rearrangement Changes. The pages containing these parts have been formatted to conform with convention for this Section.
- The last sentence in 28.2.8(D)(1) has been deleted to comport with the intent of our changes to allow customers to change their existing service configuration economically. Material moved from this part is now located in 28.2.4(E), where ordering information resides. The pages containing this part have been formatted to conform with convention for this Section.
- Pages containing parts of 28.2.8 have been formatted to conform with convention for this Section.
- Language no longer having application pursuant to other tariff modifications made in this filing (modifications that will now govern changing data rate combination (speed)) has been removed from 28.2.8(G)(5)(c). The 28.2.8(K)(1) and (2) have been added to clearly state that service outage credit must be requested within thirty days of the service outage in order to be provided and that credit allowance will not apply under certain conditions, including periods of preventive maintenance and software upgrade activities.

- A typographical error has been corrected in 28.2.10(A)(2). The downstream data rate range for this option now correctly reads, “At Least 768 Kbps”.
- A typographical error has been corrected in 28.2.10(B)(1). The downstream data rate range for this option now correctly reads, “At Least 768 Kbps”.
- Nonrecurring charges detailed in 28.2.10(D)(1)(a), (b) and (c) have been reduced to \$0.00. The limit of 2 to 250 VCs has been removed from 28.2.10(D)(1)(c) and the rate element associated with USOC ADRCB has been removed, pursuant to and to comport with other changes made in this filing.
- 28.3.4(D) has been added to make clear that requests for changes to a customer’s BellSouth ADSL Service and/or BellSouth Session Based Service, whether Administrative, Speed or Session Based changes, must be made via BellSouth’s electronic ordering system. In addition, the internet URL used to access BellSouth’s electronic ordering system is provided. Pages containing part 28.3.4 have been formatted to conform with convention for this Section.
- Ordering information now found in 28.3.4.(E) has been moved from the rate regulations part 28.3.8(D). Language limiting the number of Connections or Virtual Circuits that can be rearranged via electronic order has been removed from 28.3.4(E)(2) and language stating that

Connection and/or Virtual Circuit requests may be submitted via either single or multiple SRF has been included.

- The page containing 28.3.4(F), (G) and (H) has been formatted to conform with convention for this Section.
- Pages containing 28.3.5, 28.3.6 and 28.3.7 have been formatted to conform with convention for this Section.
- 28.3.8(B), (C) and (D) now break out, define and describe Administrative, Data Rate Combination (speed) and Service Rearrangement Changes. The pages containing these parts have been formatted to conform with convention for this Section. Material moved from 28.3.8(D) is now located in 28.3.4(E), where ordering information resides. Pages containing part 28.3.8 have been formatted to conform with convention for this Section.
- Language no longer having application pursuant to other tariff modifications made in this filing (modifications that will now govern changing existing service to/from BellSouth Session Based DSL) has been removed from 28.3.8(G)(2)(c). The pages containing the balance of 28.3.8 have been formatted to conform with convention for this Section.
- 28.3.8(K)(1) and (2) have been added to clearly state that service outage credit must be requested within thirty days of the service outage in order to be provided and that credit allowance will not apply under certain

conditions, including periods of preventive maintenance and software upgrade activities.

- The \$26.00/month rate element at 28.3.9(A)(1)(a) has been modified to agree with other rate elements in Section 28 which must be used in conjunction with End-User Aggregation. BellSouth will continue to charge the customer \$26.00/month, as it does today – the change is made to show this amount as the sum of the \$25.40 rate for 28.3.9(A)(1)(a) and the \$.60/month rate for the required End-User Aggregation detailed at 28.2.10(E)(3)(a).

BellSouth's rate decreases result in no change to the Special Access Basket indices due to the fact that there is no historical demand for the services being changed. This result is shown in Appendix-A Workpaper SUM-1. Additionally, Workpaper SUM-1 displays all existing and proposed price cap index values as well as revenue data for the Special Access Basket demonstrating that BellSouth remains within all allowable price cap limits with this filing. Rate detail for the reductions can be seen in Workpaper SP1.

Transmittal No. 852 is being filed on October 15, 2004 and is scheduled to become effective October 30, 2004.