
BellSouth Interconnection Services

675 West Peachtree Street
Atlanta, Georgia 30375

Carrier Notification**SN91083274**

Date: August 14, 2002

To: Competitive Local Exchange Carriers (CLECs) and Commercial Mobile Radio Service (CMRS) Carriers

Subject: CLECs and CMRS - Availability of Unbundled Network Elements (UNE) for the Provisioning of Wireless Services

BellSouth is not required to provide to requesting carriers access to UNEs for the purpose of serving wireless carrier customers or for wireless carriers themselves. Therefore, this is to advise that BellSouth will not allow CLECs or wireless carriers to purchase UNEs or convert existing special access circuits to UNEs if such circuits will be used to ultimately provide wireless services.

The Federal Communications Commission (FCC) has not performed the requisite impairment analysis to determine whether wireless providers are impaired by not having access to UNEs. This issue is currently before the FCC as part of its Triennial Review of UNEs. In this proceeding, the FCC specifically seeks comment on whether wireless carriers are entitled to UNEs or need UNEs. Further, at issue in the proceeding is whether certain wireless circuits even meet the FCC's definition of transport.

Several CLECs have recently placed orders for UNE circuits instead of tariffed wireless services. BellSouth will not accept such orders. Until such time as the FCC decides this issue, BellSouth will not provide access/conversion to UNEs regardless of whether the ordering carrier is a CMRS provider or CLEC. In addition, if discovered, any UNE circuits currently being used for wireless services must be switched to tariffed services immediately.

If you have questions, please contact your BellSouth Local Contract Manager.

Sincerely,

ORIGINAL SIGNED BY JERRY HENDRIX

Jerry Hendrix – Assistant Vice President
BellSouth Interconnection Services