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## Public Service Commission

September 3, 2002

Marshall M. Criser III, Vice President Regulatory & External Affairs  
BellSouth Telecommunications, Inc.  
150 South Monroe Street, Suite 400  
Tallahassee, Florida 32301

Re: Docket No. 020942-TP

Dear Mr. Criser:

This will acknowledge receipt of a request for approval of adoption of existing interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and KMC Telecom Holding, Inc. by Tristar Communications, which was filed in this office on August 29, 2002, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Division of the Commission Clerk and Administrative Services  
Florida Public Service Commission

CCA Official Filing:

11/21/02\*\*\*\*\*9:55 AM\*\*\*\*\*Kay Flynn\*\*\*\*\*1

020942-TP

Kay Flynn

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**From:** Jeff Bates  
**Sent:** Thursday, November 21, 2002 9:07 AM  
**To:** Jessica Elliott  
**Cc:** Sally Simmons; Kay Flynn  
**Subject:** 020942-TP - BST/KMC - Adoption by Tristar Communications Corp.

There appear to be several errors in this, but I don't know if they are with the scanned copy I have, or with the security copy in CCA. The statutory deadline is 11/27/2002 and the memo date is 12/02/2002.

1. Company name appears in the adoption papers and letter as Tristar Communications, Inc.
  - a. According to Commission records, the Company name is Tristar Communications (TX128)
  - b. According to Sec. of State, the Company name is Tristar Communications Corp.
2. The adoption is missing page 12.
3. Attachment 7, page 2 is copied to the back of page 13 of the adoption (signature page). Pages 3 through 16 follow, then attachment 7 begins again and goes through to page 19, then exhibit A begins.
4. The "KMC" agreement begins following attachment 7, exhibit A. This page number is 37 of 1103.
  - a. Where are pages 1 through 36?
5. Beginning with page 726 of 1103, the page numbers are unreadable.
6. None of the amendments are physically signed. Some have "signature on file" on them, and others don't have anything.

Thank you,

Jeff Bates  
Research Assistant  
Competitive Markets and Enforcement  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399

Voice (850) 413-6538  
Fax (850) 413-6539

Kay Flynn

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**From:** Jeff Bates  
**Sent:** Thursday, November 21, 2002 11:07 AM  
**To:** Kathleen Arant (E-mail)  
**Cc:** Jessica Elliott; Sally Simmons; Kay Flynn  
**Subject:** 020942-TP - BST/KMC - Adoption by Tristar Communications Corp.

**Importance:** High

Kathleen, there are several areas of this filing that need to be fixed.

The letter says the adoption covers the agreement and all amendments in their entirety, however some attachments are being completely replaced.

There appear to be several errors in this, but I don't know if they are with the scanned copy I have, or with the security copy in CCA. The statutory deadline is 11/27/2002 and the memo date is 12/02/2002.

1. Company name appears in the adoption papers and letter as Tristar Communications, Inc.
  - a. According to Commission records, the Company name is Tristar Communications (TX128)
  - b. According to Sec. of State, the Company name is Tristar Communications Corp.
  - c. According to the BST letter and agreement, the company is shown as Tristar Communications, Inc.
2. The adoption is missing page 12.
3. Attachment 7, page 2 is copied to the back of page 13 of the adoption (signature page). Pages 3 through 16 follow, then attachment 7 begins again and goes through to page 19, then exhibit A begins.
4. The "KMC" agreement begins following attachment 7, exhibit A. This page number is 37 of 1103.
  - a. Where are pages 1 through 36?
5. Beginning with page 726 of 1103, the page numbers are unreadable.
6. None of the amendments are physically signed. Some have "signature on file" on them, and others are blank.

Jessica and I have discussed this agreement and have concluded it should be refiled due to the nature of the apparent errors.

Thank you,

Jeff Bates  
Research Assistant  
Competitive Markets and Enforcement  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399

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