BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by BellSouth
Telecommunications, Inc. for
approval of amendment to resale
agreement with GTE
Communications Corporation
(n/k/a Verizon Select Services
Inc.)

DOCKET NO. 001373-TP
ORDER NO. PSC-01-0320-FOF-TP
ISSUED: February 5, 2001

The following Commissioners participated in the disposition of this matter:

E. LEON JACOBS, JR., Chairman
J. TERRY DEASON
LILA A. JABER
BRAULIO L. BAEZ
MICHAEL A. PALECKI

ORDER ACKNOWLEDGING WITHDRAWAL OF REQUEST FOR APPROVAL OF AMENDMENT TO RESALE AGREEMENT

BY THE COMMISSION:

On September 11, 2000 BellSouth Telecommunications, Inc. (BellSouth) and GTE Communications Corporation $(n/k/a \ Verizon \ Select Services Inc.)$ filed with this Commission a request for approval of an amendment to existing resale agreement. This amendment to the existing resale agreement was approved at the November 7, 2000 Agenda Conference.

On November 9, 2000, BellSouth filed a corrected cover letter reflecting the correct approval order and docket number for the amended agreement and corrected "attachment to transmittal letter" showing the correct company name. On November 28, 2000, staff counsel spoke with Mr. Christian of Verizon Select Services Inc. regarding changes to the amendment and Mr. Christian requested that the parties be given time to review the amendment and consider their options. On December 8, 2000, prior to the issuance of an Order, BellSouth and Verizon Select Services, Inc. filed a joint letter with the Commission asking to withdraw its request for approval of the amendment to resale agreement. Both companies have

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stated that the reason for the withdrawal is that the agreement is not consistent with their business interests at this time.

Based on the forgoing, it is

ORDERED by the Florida Public Service Commission that the request for withdrawal of the amendment to resale agreement between BellSouth Telecommunications, Inc. and GTE Communications Corporation (n/k/a Verizon Select Services Inc.), filed on December 8, 2000, is hereby acknowledged. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this <u>5th</u> Day of <u>February</u>, <u>2001</u>.

BLANCA S. BAYÓ, Director

Division of Records and Reporting

(SEAL)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

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Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.