

State of Florida
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COMMISSION
Public Service Commission
CLERK

DATE: December 26, 2001

TO: Docket File

FROM: Sally Simmons (Division of Competitive Services) *SAS* *RD*
Kimberley Peña (Division of Legal Services) *KMP* *DIL*

RE: Docket No. 011232-TP - Request by BellSouth Telecommunications, Inc. for approval of amendment to interconnection, unbundling, resale, and collocation agreement with Mpower Communications Corp.

By letter dated September 24, 2001, BellSouth Telecommunications, Inc. filed a Request for approval of an amendment to the interconnection, unbundling, resale, and collocation agreement entered into between BellSouth Telecommunications, Inc. and Mpower Communications Corp.. Under the requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. Section 252(e)(4) requires the state to reject or approve the agreement within 90 days after submission or it shall be deemed approved. The statutory deadline for the Commission to take action on this matter was December 24, 2001.

Staff reviewed the agreement in this Docket on October 12, 2001. The agreement met the criteria outlined in Section 2.07.C.17 of the Administrative Procedures Manual. Therefore, it has gone into effect by operation of law in accordance with Section 252(e)(4) of the Telecommunications Act of 1996. Accordingly, with this Memorandum, the docket is hereby closed.

CC: Division of the Commission Clerk and Administrative Services (S. Moses)

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