# Kimberly Caswell

Vice President and General Counsel, Southeast Legal Department



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January 31, 2003

Ms. Blanca S. Bayo, Director Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

030113-TP

COMMISSION

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Re:

Docket No.

Petition of Verizon Florida Inc. for Approval of Amendment No. 1 to

Interconnection, Unbundling and Resale Agreement with

Time Warner Telecom

Dear Ms. Bayo:

Please find enclosed an original and two copies of Verizon Florida Inc.'s Petition for Approval of Amendment No. 1 to Interconnection, Unbundling and Resale Agreement with Time Warner Telecom. The amendment consists of one page. Service has been made as indicated on the Certificate of Service. If there are any questions regarding this matter, please contact me at (813) 483-2617.

Very truly yours,

Kimberly Caswell ب

KC:tas Enclosures

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DOCUMENT NUMBER-DATE

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### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Verizon Florida Inc. for Approval of Amendment No. 1 to Interconnection, Unbundling and Resale Agreement with Time Warner Telecom

Docket No. Filed: January 31, 2003

# PETITION OF VERIZON FLORIDA INC. FOR APPROVAL OF AMENDMENT NO. 1 TO INTERCONNECTION, UNBUNDLING AND RESALE AGREEMENT WITH TIME WARNER TELECOM

Verizon Florida Inc. (Verizon) (formerly GTE Florida Incorporated) files this petition before the Florida Public Service Commission (Commission) seeking approval of Amendment No. 1 to the interconnection, unbundling and resale agreement with Time Warner Telecom (Time Warner). In support of this petition, Verizon states:

The Verizon/Time Warner interconnection, unbundling and resale agreement was approved by the Commission on September 27, 2000 in Docket No. 000836-TP. The attached amendment adopts the reciprocal compensation plan put forth in the Order on Remand and Report and Order, In the Matter of Implementation of the Local Competition Provisions in the Telecommunications Act of 1996, Intercarrier Compensation for ISP Bound Traffic, FCC 01-131, CC Docket Nos. 96-98 and 99-68.

Verizon respectfully requests that the Commission approve the attached amendment and that Verizon be granted all other relief proper under the circumstances.

Respectfully submitted on January 31, 2003.

Kimberly Caswell

P. O. Box 110, FLTC0007 Tampa, Florida 33601-0110 Telephone No. (813) 483-2617

Attorney for Verizon Florida Inc.

#### AMENDMENT NO. 1

to the

#### INTERCONNECTION AGREEMENT

#### between

## VERIZON FLORIDA INC., f/k/a GTE FLORIDA INCORPORATED

and

## TIME WARNER TELECOM OF FLORIDA, L.P.

This Amendment (the "Amendment") to the Interconnection Agreement between Verizon Florida Inc., f/k/a GTE Florida Incorporated ("Verizon") and Time Warner Telecom of Florida, L.P. ("TWTC") (the "Agreement"), for the state of Florida, is effective June 14, 2001.

1. Notwithstanding any possible contrary construction of this Agreement, ISP-bound traffic shall not be eligible for payment of reciprocal compensation under this Agreement. The Parties' rights and obligations with respect to any intercarrier compensation that may be due in connection with their exchange of ISP-bound traffic shall be governed by the Order on Remand and Report and Order, In the Matter of Implementation of the Local Competition Provisions in the Telecommunications Act of 1996, Intercarrier Compensation for ISP Bound Traffic, FCC 01-131, CC Docket Nos. 96-98 and 99-68 (the "Order on Remand").

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be duly executed and delivered by their duly authorized representatives.

Time Warner Telecom of Florida, LP.

By: Time Warner Telecom General Partnership,

Its General Partner

By: Time Warner Telecom, Holdings, Inc.,

Its Managing General Partner

By: Ima Bours

Printed: Tina Davis

Vice President and

Title: Corporate Secretary

Verizon Florida Inc., f/k/a GTE Florida Incorporated

Printed: Jeffrey A. Masoner

Title: Vice-President - Interconnection Services Policy

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& Planning

Date: December 18, 2002

# **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of Verizon Florida Inc.'s Petition For Approval of Amendment No. 1 to Interconnection, Unbundling and Resale Agreement with Time Warner Telecom was sent via overnight delivery(\*) on January 30, 2003 and U.S. mail(\*\*) on January 31, 2003 to:

Staff Counsel(\*)
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Time Warner Telecom(\*\*)
Attention: Tina Davis, Esq.
Deputy General Counsel
10475 Park Meadows Drive
Littleton, CO 80124

Time Warner Telecom(\*\*)
Attention: Carolyn Marek
Vice President-Regulatory AffairsSoutheast Region
233 Bramerton Court
Franklin, TN 37069

Kimberly Caswell