Case Assignment and Scheduling Record Section 1 - Bureau of Records and Hearing Services Completes Date Docketed: 07/18/2003 Title: Request for approval of interconnection, unbundling, resale, Docket No. 030648-TP and collocation agreement between BellSouth Telecommunications, Inc. and Access Point, Inc. Company: Access Point, Inc. BellSouth Telecommunications, Inc. Official Filing Date: Expiration: Last Day to Suspend: AUS CAF CCA (CMP) ECR EXT GCL MMS PIF Referred to: ("()" indicates OPR) Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level Program/Module A20(a) Staff Assignments Due Dates OPR Staff Previous Current 2. 4. 5. Staff Counsel 8. OCRs () 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24 25. 26 . 27 . 28. 29 30 Recommended assignments for hearing 31. and/or deciding this case: 32 33. Full Commission Commission Panel 34 Hearing Examiner ___ Staff 35. 36 Date filed with CCA: _ 37 38. Initials: OPR 39 Staff Counsel 40. Section 3 - Chairman Completes Assignments are as follows: - Hearing Officer(s) - Prehearing Officer

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Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

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Case Assignment and Scheduling Record

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Section 1 - Bureau of Records and Hearin

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Date: 07/28/2003

STATE OF FLORIDA

COMMISSIONERS: LILA A. JABER, CHAIRMAN J. TERRY DEASON BRAULIO L. BAEZ RUDOLPH "RUDY" BRADLEY CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Aublic Service Commission

July 23, 2003

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

Re: Docket No. 030648-TP

Dear Mr. Criser:

This will acknowledge receipt of a request for approval of interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Access Point, Inc., which was filed in this office on July 18, 2003, 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

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PSC Website: http://www.floridapsc.com

Internet E-mail: contact@psc.state.fl.us

Kay Flynn

From:

Jeff Bates

Sent:

Tuesday, August 26, 2003 3:06 PM

To:

'Arant, Kathleen'

Cc:

Sally Simmons; Victor McKay; Kay Flynn; Sandy Moses

Subject:

RE: 030555-TP/030648-TP - BST/Access Point - Amendment and Underlying Agreement

respectively

If by Friday morning, great. If by Tuesday morning after Labor Day, that will be fine. The statutory deadline for 030555-TP is 9/17/2003, and for 030648-TP, 10/16/2003.

Hope the week settles down for you.

Jeff

----Original Message----

From: Arant, Kathleen [mailto:Kathleen.Arant@BellSouth.com]

Sent: Tuesday, August 26, 2003 3:02 PM

To: 'Jeff Bates'

Subject: RE: 030555-TP/030648-TP - BST/Access Point - Amendment and

Underl ying Agreement respectively

Jeff -

I will get on it but it may be the end of the week before it gets filed. Today thru Thursday promise to be truly hectic days. Thanks!

Kat

----Original Message----

From: Jeff Bates [mailto:JBates@PSC.STATE.FL.US]

Sent: Tuesday, August 26, 2003 10:11 AM

To: Kathleen Arant (E-mail)

Cc: Sally Simmons; Victor McKay

Subject: FW: 030555-TP/030648-TP - BST/Access Point - Amendment and

Underl ying Agreement respectively

Importance: High

Kathleen, is this acceptable to you and BST? If it is, I will go ahead and prepare the memo and await your letter and insert the date of the letter (when I get your letter).

----Original Message----

From: Sandy Moses

Sent: Tuesday, August 26, 2003 11:08 AM

To: Jeff Bates; Kay Flynn

Cc: 'Kathleen Arant (E-mail)'; Victor McKay; Sally Simmons

Subject: RE: 030555-TP/030648-TP - BST/Access Point - Amendment and

Underlying Agreement respectively

When BellSouth files the request to move document 05447 (the amendment) from Docket No. 030555-TP to Docket No. 030648-TP, they should also request 030555-TP be closed. You can then forward the normal memo to close based on Bell's request.

----Original Message----

From: Jeff Bates

Sent: Tuesday, August 26, 2003 10:58 AM

To: Kay Flynn

Cc: Sandy Moses; Kathleen Arant (E-mail); Victor McKay; Sally Simmons Subject: RE: 030555-TP/030648-TP - BST/Access Point - Amendment and Underlying Agreement respectively

Kay,

Great!

One final question: How should we handle the closing of 030555-TP? Is there a specific Statute/Rule reference that would apply in this case?

----Original Message----

From: Kay Flynn

Sent: Tuesday, August 26, 2003 10:56 AM

To: Jeff Bates; Hong Wang

Cc: Sally Simmons; Victor McKay; 'Kathleen Arant (E-mail)'; Sandy Moses Subject: RE: 030555-TP/030648-TP - BST/Access Point - Amendment and Underlying Agreement respectively

onderlying Agreement respectively

The remedy you have proposed is acceptable.

We will now await receipt of BellSouth's letter and further direction from you (as OPR).

Kay

----Original Message----

From: Jeff Bates

Sent: Tuesday, August 26, 2003 9:54 AM

To: Kay Flynn; Hong Wang

Cc: Sally Simmons; Victor McKay; Kathleen Arant (E-mail)

Subject: 030555-TP/030648-TP - BST/Access Point - Amendment and

Underlying Agreement respectively

Kay/Hong,

On June 18, 2003, BST filed an amendment to the agreement between Access Point and BST. At the time, the underlying agreement had not been filed. The underlying agreement was filed on July 17, 2003. As a result of the different filing dates, the amendment goes into effect a month before the underlying agreement. (This raises the question: "How can a non-existent agreement be amended?")

Here is a possible remedy, if it is acceptable to you:

- 1. Upon BST's written request (anticipated), move document 05447 (the amendment) from Docket No. 030555-TP to Docket No. 030648-TP;
- 2. Change the title for Docket No. 030648-TP to be an "IURC agreement, and one amendment";
- 3. Close 030555-TP.

Please give me direction on this, and I will take appropriate action.

Thank you,

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

Kay Flynn

From:

Kay Flynn

Sent:

Tuesday, August 26, 2003 10:56 AM

To:

Jeff Bates; Hong Wang

Cc:

Sally Simmons; Victor McKay; 'Kathleen Arant (E-mail)'; Sandy Moses

Subject:

RE: 030555-TP/030648-TP - BST/Access Point - Amendment and Underlying Agreement

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- 3. Close 030555-TP.

Please give me direction on this, and I will take appropriate action.

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

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

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