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Ruth Nettles

From: Holland, Robyn P [rh0582@att.com]
Sent: Tuesday, April 01, 2008 11:35 AM
To: Filings@psc.state.fl.us
Cc: Jeff Bates
Subject: AT&T/Progress Telcom Amendment

080188-TP

Attachments: 9100C_Sc.pdf



9100C_Sc.pdf
(142 KB)

-----Original Message-----

From: Holland, Robyn P
Sent: Tuesday, April 01, 2008 11:21 AM
To: Holland, Robyn P
Subject: 9100C Scan

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DOCUMENT NUMBER-DATE

02471 APR-1 8

FPSC-COMMISSION CLERK



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April 1, 2008

Mrs. Ann Cole
Director, Division of Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

Re: Approval of Amendment to the Interconnection, unbundling, resale and collocation Agreement between BellSouth Telecommunications, Inc d/b/a AT&T Florida d/b/a AT&T Southeast and Progress Telecom, LLC

Dear Mrs. Cole:

Please find enclosed for filing and approval, the original and two copies of BellSouth Telecommunications, Inc d/b/a AT&T Florida d/b/a AT&T Southeast Amendment to Interconnection, unbundling, resale and collocation Agreement with Progress Telecom, LLC.

The underlying agreement was filed on October 10, 2005 in docket 050772-TP.

If you have any questions, please do not hesitate to call Robyn Yant at (850) 577-5551.

Very truly yours,

Jerry D. Hendrix
Regulatory Vice President

**AMENDMENT TO
INTERCONNECTION AGREEMENT UNDER SECTIONS 251 AND 252 OF THE TELECOMMUNICATIONS ACT
OF 1996
BETWEEN
BELLSOUTH TELECOMMUNICATIONS, INC.
d/b/a AT&T ALABAMA, AT&T FLORIDA, AT&T GEORGIA,
AT&T KENTUCKY, AT&T LOUISIANA, AT&T MISSISSIPPI,
AT&T NORTH CAROLINA, AT&T SOUTH CAROLINA AND
AT&T TENNESSEE
AND
PROGRESS TELECOM, LLC**

The Interconnection Agreement dated October 9, 2005 by and between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama, AT&T Florida, AT&T Georgia, AT&T Kentucky, AT&T Louisiana, AT&T Mississippi, AT&T North Carolina, AT&T South Carolina and AT&T Tennessee ("AT&T") and Progress Telecom, LLC ("PTLLC") ("Agreement") effective in the states of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina and Tennessee is hereby amended as follows:

1. Section 2.1 of the General Terms and Conditions is amended by adding the following section:
 - 2.1.1 Notwithstanding anything to the contrary in this section 2.1, the original expiration date of this Agreement, as modified by this Amendment, will be extended for a period of three (3) years from October 8, 2008 until October 8, 2011 (the "Extended Expiration Date"). The Agreement shall expire on the Extended Expiration Date; provided, however, that during the period from the effective date of this Amendment until the Extended Expiration Date, the Agreement may be terminated earlier either by written notice from PTLLC, by AT&T pursuant to the Agreement's early termination provisions, or by mutual agreement of the parties.
2. PTLLC acknowledges and agrees that it will promptly amend the Agreement to reflect future changes of law as and when they may arise.
3. The Parties agree to delete all rates, terms, and conditions associated with the states of Alabama, Louisiana, and Mississippi within the underlying Agreement.
4. EXCEPT AS MODIFIED HEREIN, ALL OTHER TERMS AND CONDITIONS OF THE UNDERLYING AGREEMENT SHALL REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.
5. In entering into this Amendment neither Party waives, and each Party expressly reserves, any rights, remedies or arguments it may have at law or under the intervening law or regulatory change provisions in the underlying Agreement (including intervening law rights asserted by either Party via written notice predating this Amendment) with respect to any orders, decisions, legislation or proceedings and any remands thereof, which the Parties have not yet fully incorporated into this Agreement or which may be the subject of further review.
6. This Amendment shall be filed with and is subject to approval by the Commission(s) and shall become effective thirty (30) days after the date of the last signature executing the Amendment.

DOCUMENT NUMBER-DATE

[CCCS Amendment 1 of 2]

02471 APR-18

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Progress Telecom, LLC

BellSouth Telecommunications, Inc. d/b/a
AT&T Alabama, AT&T Florida, AT&T Georgia,
AT&T Kentucky, AT&T Louisiana, AT&T
Mississippi, AT&T North Carolina, AT&T South
Carolina and AT&T Tennessee

By: Janie Mayer

By: Kristen E Shore

Name: Janie Mayer
(Print or Type)

Name: Kristen E. Shore

Title: Senior Director, Interconnection Services
(Print or Type)

Title: Director

Date: 3-18-08

Date: 3/24/08

FACILITIES-BASED OCN # _____

ACNA _____