

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by BellSouth
Telecommunications, Inc. for
approval of interconnection,
unbundling, and resale agreement
with Convergence, Inc.

DOCKET NO. 990846-TP
ORDER NO. PSC-99-1528-FOF-TP
ISSUED: August 4, 1999

The following Commissioners participated in the disposition of
this matter:

JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.

ORDER APPROVING INTERCONNECTION,
UNBUNDLING, AND RESALE AGREEMENT

BY THE COMMISSION:

On June 28, 1999, BellSouth Telecommunications, Inc. (BellSouth) and Convergence, Inc. (Convergence) filed a request for approval of an interconnection, unbundling, and resale agreement pursuant to 47 U.S.C. §252(e) of the Telecommunications Act of 1996 (the Act). The agreement is incorporated by reference herein. A copy of the agreement may be obtained from the official docket file by contacting our Division of Records and Reporting.

Both the Act and Chapter 364, Florida Statutes, encourage parties to enter into negotiated agreements to bring about local exchange competition as quickly as possible. 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.

This agreement covers a two-year period and governs the relationship between the companies regarding local interconnection and the exchange of traffic pursuant to 47 U.S.C. § 251. Under 47 U.S.C. § 252(a)(1), the agreement shall include a detailed schedule

DOCUMENT NUMBER-DATE

09215 AUG-4 99

OPDC-RECORDS/REPORTING

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of itemized charges for interconnection and each service or network element included in the agreement.

Upon review of the proposed agreement, we find that it complies with the Act; thus, we hereby approve it. BellSouth and Convergence must file any supplements or modifications to their agreement with the Commission for review under the provisions of 47 U.S.C. § 252(e). The Commission's approval of this agreement does not constitute a determination that BST has met the requirements of Section 271 of the Telecommunications Act. We note that Convergence does not currently hold a Florida certificate to provide alternative local exchange telecommunications service, and therefore, it cannot provide alternative local exchange telecommunications services under this agreement until it obtains a certificate from this Commission.

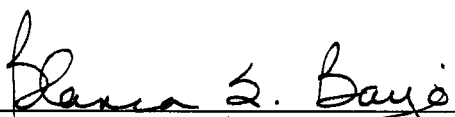
Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the interconnection, unbundling, and resale agreement between BellSouth Telecommunications, Inc. and Convergence, Inc., is incorporated by reference in this Order, and is hereby approved. A copy of the agreement may be obtained as specified in the body of this Order. It is further

ORDERED that any supplements or modifications to this agreement must be filed with the Commission for review under the provisions of 47 U.S.C. § 252(e). It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 4th day of August, 1999.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

KMP

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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.

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 in Federal district court pursuant to the Federal Telecommunications Act of 1996, 47 U.S.C. § 252(e)(6).

Requisition for Photocopying and Mailing

Date 8-14-99
 Number of Originals 3 Copies Per Original 19
 Requested By [Signature]

Item Presented
 Agenda For (Date) _____ Order No. 99-1528 In Docket No. 990846
 Notice of _____ For (Date) _____ In Docket No. _____
 Other _____

Special Handling Instructions _____

Distribution/Mailing		Distribution/Mailing	
Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>19</u>	<u>Commission Offices</u>	<u>-</u>	_____
<u>2</u>	<u>Docket Mailing List - Mailed</u>	_____	_____
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Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification
 Job Number 78 Verified By [Signature]
 Date and Time Completed 8/16 Job Checked For Correctness and Quality (Initial) U

Mail Room Verification
 Date Mailed / Verified By /

M E M O R A N D U M

August 2, 1999

RECEIVED-FPSC

AUG -3 AM 11:18

RECORDS AND
REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (PEÑA) *kmp CB*
RE: DOCKET NO. 990846-TP - REQUEST BY BELL SOUTH
TELECOMMUNICATIONS, INC. FOR APPROVAL OF INTERCONNECTION,
UNBUNDLING, AND RESALE AGREEMENT WITH CONVERGENCE, INC.

1528-FOF

Attached is an ORDER APPROVING INTERCONNECTION, UNBUNDLING,
AND RESALE AGREEMENT to be issued in the above-referenced docket.
(Number of pages in order - 3)

KMP/anc
Attachment
cc: Division of Communications
I: 990846.kmp

*boxed - 2/0.
inserted*

Due to volume of orders received and per agreement
with LEG/Peña, order will be issued by 8/5/99.