

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Notice by BellSouth Telecommunications, Inc. of adoption of an approved interconnection, unbundling, resale, and collocation agreement between BellSouth and DIECA Communications, Inc. d/b/a Covad Communications Company by New Edge Network, Inc. d/b/a New Edge Networks.

DOCKET NO. 000016-TP
ORDER NO. PSC-00-0177-FOF-TP
ISSUED: January 25, 2000

The following Commissioners participated in the disposition of this matter:

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

ORDER APPROVING ADOPTION OF INTERCONNECTION, UNBUNDLING, RESALE,
AND COLLOCATION AGREEMENT AND APPROVED AMENDMENTS

BY THE COMMISSION:

By letter dated January 5, 2000, BellSouth Telecommunications, Inc. (BellSouth) and New Edge Networks, Inc. d/b/a New Edge Networks (New Edge Networks) filed a notice of adoption in its entirety of the interconnection, unbundling, resale, and collocation agreement and any amendments to this agreement, approved by the Commission as of the issuance of this Order, entered into and between BellSouth and DIECA Communications, Inc. d/b/a Covad Communications Company, pursuant to 47 U.S.C. §252(i) of the Telecommunications Act of 1996 (the Act). This agreement was approved by the Commission by Order No. PSC-99-0311-FOF-TP, issued on February 18, 1999, and is incorporated by reference herein. A copy of the agreement and the approved amendments may be obtained 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

DOCUMENT NUMBER-DATE

01040 JAN 25 8

RECEIVED BY DIVISION

ORDER NO. PSC-00-0177-FOF-TP
DOCKET NO. 000016-TP
PAGE 2

requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. Section 252(i) requires that a local exchange carrier shall make available any interconnection, service, or network element provided under an agreement approved by the state commission to any other requesting telecommunications carrier upon the same terms and conditions as those provided in the agreement in its entirety. Further, 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 adoption of this agreement shall be effective on the date of issuance of this Order and will expire on the date specified in the agreement or the approved amendments. This agreement governs the relationship between the companies regarding local interconnection and the exchange of traffic pursuant to 47 U.S.C. §251. Upon review of the proposed adoption, we find that it complies with the Act; thus, we hereby approve it. We note that we hereby approve the adoption of the amendments to the agreement that we have approved as of the issuance of this Order. BellSouth and New Edge Networks are also required to file any subsequent supplements or modifications to this agreement with the Commission for review under the provisions of 47 U.S.C. § 252(e).

Based on the foregoing, it is

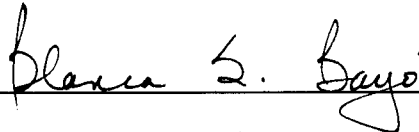
ORDERED by the Florida Public Service Commission that BellSouth Telecommunications, Inc. and New Edge Networks, Inc. d/b/a New Edge Networks' adoption in its entirety of BellSouth Telecommunications, Inc. and DIECA Communications, Inc. d/b/a Covad Communications Company's interconnection, unbundling, resale, and collocation agreement and all amendments to this agreement, approved by this Commission as of the issuance of this Order, and incorporated by reference in this Order, is hereby approved. A copy of the agreement and the approved amendments 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 is hereby closed.

ORDER NO. PSC-00-0177-FOF-TP
DOCKET NO. 000016-TP
PAGE 3

By ORDER of the Florida Public Service Commission, this 25th
day of January, 2000.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

KMP

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).

M E M O R A N D U M

January 19, 2000

RECORDS AND
REPORTING

01 JAN 21 PM 2:12

RECEIVED - PPSC

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (PEÑA) *kmp*

RE: DOCKET NO. 000016-TP - NOTICE BY BELLSOUTH
TELECOMMUNICATIONS, INC. OF ADOPTION OF AN APPROVED
INTERCONNECTION, UNBUNDLING, RESALE, AND COLLOCATION
AGREEMENT BETWEEN BELLSOUTH AND DIECA COMMUNICATIONS,
INC. D/B/A COVAD COMMUNICATIONS COMPANY BY NEW EDGE
NETWORK, INC. D/B/A NEW EDGE NETWORKS.

0177-60F

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

KMP/sa
Attachment
cc: Division of Telecommunications (Wolfe)
I:000016.kmp

2/0