

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth
Telecommunications, Inc. for
arbitration of resale agreement
with TEL-LINK of Florida, L.L.C.
and Tel-Link, L.L.C.

DOCKET NO. 991786-TP
ORDER NO. PSC-00-0896-FOF-TP
ISSUED: May 5, 2000

The following Commissioners participated in the disposition of
this matter:

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

ORDER GRANTING MOTION FOR WITHDRAWAL OF PETITION FOR ARBITRATION

BY THE COMMISSION:

On November 30, 1999, BellSouth Telecommunications, Inc. (BellSouth) filed a petition for arbitration of an interconnection agreement with Tel-Link, L.L.C. and Tel-Link of Florida, L.L.C. (collectively Tel-Link) under Section 252(b) of the Federal Telecommunications Act of 1996. Tel-Link did not file a response to BellSouth's petition.

On January 3, 2000, Tel-Link filed a request for a 90 day extension of time in the docket schedule due to a pending sale of Tel-Link. On January 10, 2000, Order No. PSC-00-0077-PCO-TP establishing procedure was issued. By Order No. PSC-00-0234-PCO-TP, issued February 4, 2000, Tel-Link's request for extension was granted and procedural dates were modified consistent with the 90 day extension.

On March 20, 2000, BellSouth filed a Motion for Withdrawal of Petition for Arbitration, stating that Tel-Link had completed the sale of its assets and its business of reselling telephone service. As such, BellSouth states that there is no longer any need for a resale agreement between BellSouth and Tel-Link. Tel-Link did not file a response to BellSouth's motion. Tel-Link has indicated that it supports BellSouth's motion. No other party has filed for

DOCUMENT NUMBER-DATE

05648 MAY-58

FPSC-RECORDS/REPORTING

ORDER NO. PSC-00-0896-FOF-TP
DOCKET NO. 991786-TP
PAGE 2


intervention, and we believe that no party will be prejudiced by this act. Based on the foregoing, we hereby grant BellSouth's Motion for Withdrawal of Petition for Arbitration.

Therefore, based on the foregoing, it is

ORDERED by the Florida Public Service Commission that BellSouth Telecommunications, Inc.'s Motion for Withdrawal of Petition for Arbitration is hereby granted. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 5th day of May, 2000.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

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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

ORDER NO. PSC-00-0896-FOF-TP
DOCKET NO. 991786-TP
PAGE 3

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 by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.