

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Level 3
Communications, LLC for
arbitration of certain terms and
conditions of a proposed
agreement with BellSouth
Telecommunications, Inc.

DOCKET NO. 000907-TP
ORDER NO. PSC-01-1506-FOF-TP
ISSUED: July 19, 2001

ORDER VACATING ORDER NO. PSC-01-1332-FOF-TP

BY THE COMMISSION:

On March 27, 2001, Order No. PSC-01-0806-FOF-TP, Final Order on Petition for Arbitration (Final Order) was issued in Docket No. 000907-TP. At the May 29, 2001, Agenda Conference, we approved the arbitrated interconnection agreement in that same docket. On June 18, 2001, the previously issued Final Order was erroneously transmitted to the Division of the Commission Clerk and Administrative Services for issuance instead of the Order Approving Arbitrated Interconnection Agreement. Due to this transmission error, the Final Order was reissued and assigned Order No. PSC-01-1332-FOF-TP.

We find that this duplicate issuance of the Final Order is unnecessary. Therefore, we find it appropriate to vacate Order No. PSC-01-1332-FOF-TP, second issuance of the Final Order. Order No. PSC-01-0806-FOF-TP, the first issuance of the Final Order, shall remain in full force and effect.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Order No. PSC-01-1332-FOF-TP is vacated. It is further

ORDERED that Order No. PSC-01-0806-FOF-TP shall remain in full force and effect.

DOCUMENT NUMBER-DATE

08800 JUL 19 2001

FPSC-COMMISSION CLERK

ORDER NO. PSC-01-1506-FOF-TP
DOCKET NO. 000907-TP
PAGE 2

By ORDER of the Florida Public Service Commission this 19th
day of July, 2001.

BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records and Hearing
Services

(S E A L)

FRB

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 the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule

ORDER NO. PSC-01-1506-FOF-TP

DOCKET NO. 000907-TP

PAGE 3

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 the Commission Clerk and Administrative Services 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.