

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for arbitration
of unresolved issues in
negotiation of interconnection
agreement with Verizon Florida
Inc. by US LEC of Florida Inc.

DOCKET NO. 020412-TP
ORDER NO. PSC-03-1100-FOF-TP
ISSUED: October 2, 2003

The following Commissioners participated in the disposition of
this matter:

J. TERRY DEASON
BRAULIO L. BAEZ
RUDOLPH "RUDY" BRADLEY

ORDER APPROVING ARBITRATED INTERCONNECTION AGREEMENT
BETWEEN US LEC AND VERIZON

BY THE COMMISSION:

Pursuant to Section 252 of the Telecommunications Act (Act),
US LEC of Florida Inc. (US LEC) petitioned the Commission to
arbitrate certain unresolved terms and conditions of an
interconnection agreement with Verizon Florida Inc. (Verizon) on
May 10, 2002. Verizon filed a response and the matter was set for
hearing. At the issue identification meeting, 9 issues were
identified by the parties to be arbitrated. Prior to the
administrative hearing, the parties resolved one issue.

The administrative hearing was held on February 6, 2003. By
Order No. PSC-03-0762-FOF-TP (Final Order), issued June 25, 2003,
we rendered our final decision on arbitration. By that Order, we
required the parties to submit an executed, final interconnection
agreement (final agreement) compliant with our decisions within 30
days of the issuance of the Final Order. The final agreement was
due on July 25, 2003.

On July 24, 2003, Verizon filed a Motion for Extension of Time
requesting until September 8, 2003, to submit the signed final
agreement. By Order No. PSC-03-0870-PCO-TP, issued July 28, 2003,
the parties were granted until September 8, 2003 to file their
final executed interconnection agreement. On September 8, 2003,

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Verizon filed its final executed interconnection agreement with US LEC.

We have reviewed the agreement and have determined that it complies with our decisions in the above referenced orders, as well as the Act. Therefore, we approve the arbitrated Interconnection Agreement between Verizon and US LEC in Docket No. 020412-TP.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the final executed Interconnection Agreement between US LEC of Florida Inc. and Verizon Florida, Inc. is hereby approved. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 2nd Day of October, 2003.

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)

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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 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 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.