

ORIGINAL

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February 25, 1999

**VIA TELECOPIER**

Beth Keating, Esq.  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Re: Docket No. 981008-TP - *Request for arbitration concerning complaint of American Communication Services of Jacksonville, Inc. d/b/a e.spire Communications, Inc. and ACSI Local Switched Services, Inc. d/b/a e.spire Communications, Inc. against BellSouth Telecommunications, Inc. regarding reciprocal compensation for traffic terminated to Internet service providers.*

Dear Beth:

The purpose of this letter is to advise you that since the hearing in this docket, the Georgia Public Service Commission has determined in a reciprocal compensation case brought by e.spire against BellSouth Telecommunication, Inc. that pursuant to the most favored nation provisions of its interconnection agreement, e.spire may elect a section or subsection of another carrier's interconnection agreement relating to reciprocal compensation. The Georgia Commission ruled that e.spire need not elect to take advantage of the other carrier's entire interconnection agreement, and need not elect larger sections or other sections in addition to the provisions relating specifically to reciprocal compensation.

ACK \_\_\_\_\_  
AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG \_\_\_\_\_  
LIN \_\_\_\_\_  
OPC \_\_\_\_\_  
RCH \_\_\_\_\_  
SEC \_\_\_\_\_  
WAS \_\_\_\_\_  
OTH \_\_\_\_\_

We note that it remains e.spire's position that, pursuant to the language of the e.spire contract, e.spire may select a rate from the MFS agreement, without having to select any accompanying language from that agreement.

The Georgia Commission rendered this determination on February 16, 1999 in its Docket No. 9281-U, and added that e.spire may collect interest for the past due reciprocal compensation amounts. e.spire expects a written confirmation of this decision within approximately twenty days. As soon as we receive a copy of that written decision, we will forward it to the Commission.

DOCUMENT NUMBER - DATE

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FPSC-RECORDS/REPORTING

Beth Keating, Esq.  
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As always, if you have any questions with respect to this matter, please call me.

Sincerely,

A handwritten signature in black ink, appearing to read "Norman H. Horton, Jr.", with a large, stylized initial "N" and "H".

Norman H. Horton, Jr.

NHH/amb

cc: James C. Falvey, Esq.  
Nancy White, Esq.  
Mary Keyer, Esq.  
Docket File