

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by BellSouth Telecommunications, Inc. for approval of resale agreement with Nationslink Communications.

DOCKET NO. 990203-TP

In re: Request by BellSouth Telecommunications, Inc. for approval of resale agreement with Urban Communications, LLC.

DOCKET NO. 990205-TP

In re: Request by BellSouth Telecommunications, Inc. for approval of resale agreement with Ayesha Roberson d/b/a Talk America.

DOCKET NO. 990220-TP
ORDER NO. PSC-99-0714-FOF-TP
ISSUED: April 14, 1999

The following Commissioners participated in the disposition of this matter:

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

ORDER APPROVING REALE AGREEMENTS

BY THE COMMISSION:

The entities listed below and BellSouth Telecommunications, Inc. have filed, on the dates indicated, a request for approval of a resale agreement pursuant to 47 U.S.C. §252(e) of the Telecommunications Act of 1996 (the Act). These agreements are incorporated by reference herein. A copy of each agreement may be obtained from the official docket file by contacting our Division of Records and Reporting.

ENTITY'S NAME

FILING DATE

Nationslink Communications

February 23, 1999

Urban Communications, LLC

February 23, 1999

DOCUMENT NUMBER-DATE

04756 APR 14 99

FPSC-RECORDS/REPORTING

ORDER NO. PSC-99-0714-FOF-TP
DOCKETS NOS. 990203-TP, 990205-TP, 990220-TP
PAGE 2

ENTITY'S NAME

FILING DATE

Ayesha Roberson d/b/a Talk America February 25, 1999

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 requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. Section 252(e)(4) requires the state to reject or approve the agreement within 90 days after submission or it shall be deemed approved.

Each agreement covers a two-year period and governs the relationship between the companies regarding the resale of tariffed telecommunication services. Under 47 U.S.C. § 252(a)(1), the agreements shall include a detailed schedule of itemized charges for interconnection and each service or network element included in the agreement. Each agreement states that telecommunications services provided by BellSouth for resale will be available for purchase by the entities listed above at a discount rate of 21.83% for residential services and 16.81% for business services.

Upon review of the proposed agreements, we find that they comply with the Telecommunications Act of 1996; thus, we hereby approve them. BellSouth and each entity must file any supplements or modifications to their agreement with the Commission for review under the provisions of 47 U.S.C. § 252(e). We note that none of the entities listed currently hold a Florida certificate to provide alternative local exchange telecommunications service, and therefore, they cannot provide alternative local exchange telecommunications services under their agreement until a certificate is obtained from this Commission.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the resale agreements between BellSouth Telecommunications, Inc. and each of the entities listed herein, are incorporated by reference in this Order, and are hereby approved. A copy of the agreements may be obtained as specified in the body of this Order. It is further

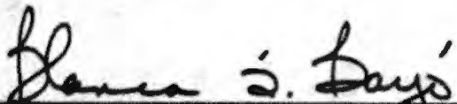
ORDER NO. PSC-99-0714-FOF-TP
DOCKETS NOS. 990203-TP, 990205-TP, 990220-TP
PAGE 3

ORDERED that any supplements or modifications to these agreements must be filed with the Commission for review under the provisions of 47 U.S.C. § 252(e). It is further

ORDERED that the entities listed herein shall not provide alternative local exchange telecommunications services under these agreements until a certificate is obtained to provide alternative local exchange telecommunications services from this Commission. It is further

ORDERED that this docket shall be closed.

BY ORDER of the Florida Public Service Commission this 14th day of April, 1999.



BLANCA S. BAYO, Director
Division of Records and Reporting

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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 Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee,

ORDER NO. PSC-99-0714-FOF-TP
DOCKETS NOS. 990203-TP, 990205-TP, 990220-TP
PAGE 4

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).