



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: JULY 26, 1999

TO: COMMISSIONER J. TERRY DEASON, PREHEARING OFFICER

FROM: DIVISION OF LEGAL SERVICES (CLEMONS, KEATING) *pme cbf/bk*

RE: DOCKET NO. 990772-TP- REQUEST FOR ARBITRATION CONCERNING COMPLAINT OF SPRINT COMMUNICATIONS COMPLYNY LIMITED PARTNERSHIP AGAINST GTE FLORIDA INCORPORATED REGARDING FAILURE TO COMPLY WITH PHYSICAL COLLOCATION REQUIREMENTS SET FORTH IN 1996 TELECOMMUNICATIONS ACT AND THE FCC'S FIRST REPORT AND ORDER FOR THE BRADENTON BAY CENTRAL OFFICE, AND PETITION FOR EXPEDITED TREATMENT.

On June 15, 1999 Sprint Communications Company Limited Partnership (Sprint) filed a Complaint against GTE Florida Incorporated (GTE), and the above referenced docket was established. In its Complaint, Sprint alleges that GTE denied its request for physical collocation in GTE's Bradenton Bay Central Office and failed to provide Sprint with a tour and detailed floor plans of said location within a timely manner and as provided by law.

The parties subsequently resolved their dispute, and on July 21, 1999, Sprint filed a Notice of Withdrawal of Complaint, wherein it states that it has toured GTE's Bradenton Bay Central Office and reviewed the associated floor plans.

Although the matter was set for hearing, no Order Establishing Procedure has been issued, and no other official action of the Commission has been taken.

Based on the foregoing, staff recommends that the Chairman:

- 1) Cancel the Prehearing Conference currently scheduled on January 3, 2000;
- 2) Cancel the Hearing scheduled on January 19, 2000.

Therefore, staff has prepared the attached memorandum to the Chairman for your review and signature. Please feel to contact either Donna Clemons at extension 3-6216 or Beth Keating at extension 3-6212 with any questions.

DMC/ac

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cc: Division of Records and Reporting ✓
Jackie Edwards

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