

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Notice by Sprint-Florida, Incorporated of adoption of an approved interconnection, unbundling, and resale agreement between Sprint-Florida, Incorporated and ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom by 2nd Century Communications, Inc.

DOCKET NO. 990977-TP  
ORDER NO. PSC-99-1663-FOF-TP  
ISSUED: August 27, 1999

ORDER ACKNOWLEDGING ADOPTION OF INTERCONNECTION,  
UNBUNDLING, AND RESALE AGREEMENT

BY THE COMMISSION:

On July 28, 1999, Sprint-Florida, Incorporated (Sprint-Florida) and 2nd Century Communications, Inc. (2nd Century) filed a notice of adoption in its entirety of the interconnection, unbundling, and resale entered into and between Sprint-Florida and ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom by 2nd Century Communications, Inc., pursuant to 47 U.S.C. §252(e) of the Telecommunications Act of 1996 (the Act). This agreement was approved by the Commission by Order No. PSC-99-0076-FOF-TP, issued on January 11, 1999, and is incorporated by reference herein. A copy of the agreement may be obtained from the official docket file by contacting our Division of Records and Reporting.

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. Further Section 252(i) requires that a local exchange carrier shall make available any interconnection, service, or network element provided under an agreement approved by the state commission to any other requesting telecommunications carrier upon the same terms and conditions as those provided in the agreement in its entirety.

DOCUMENT NUMBER-DATE

10274 AUG 27 99

FPSC-RECORDS/REPORTING

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This agreement covers a two-year period and governs the relationship between the companies regarding local interconnection and the exchange of traffic pursuant to 47 U.S.C. § 251.

Upon review of the proposed adoption, we find that it complies with the Act; thus, we hereby acknowledge it. Sprint-Florida and 2nd Century are also required to file any subsequent supplements or modifications to this agreement with the Commission for review under the provisions of 47 U.S.C. § 252(e).

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Sprint-Florida, Incorporated and 2nd Century Communications, Inc.'s adoption in its entirety of Sprint-Florida, Incorporated and ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom's interconnection, unbundling, and resale agreement, incorporated by reference in this Order, is hereby acknowledged. A copy of the agreement may be obtained as specified in the body of this Order. It is further.

ORDERED that this docket is hereby closed.

BY ORDER of the Florida Public Service Commission, this 27th day of August, 1999.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records

( S E A L )

KMP

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

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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, 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 Records and reporting 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.

FLORIDA PUBLIC SERVICE COMMISSION - RECORDS AND REPORTING

Requisition for Photocopying and Mailing

Number of Originals 3 Date 8, 30, 99 Copies Per Original 19  
Requested By Reith

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 99-1663 In Docket No. 990977  
Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_  
Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/Mailed To	Number	Distribution/Mailed To
<u>19</u>	<u>Commission Offices</u>	<u>--</u>	_____
<u>2</u>	<u>Docket Mailing List - Mailed</u>	_____	_____
	<u>Docket Mailing List - Faxed</u>	_____	_____

Note: Items must be mailed and/or returned within one working day after issue unless specified here:

Print Shop Verification

Job Number 271 Verified By Michael  
Date and Time Completed 8/31 Job Checked For Correctness and Quality (Initial) "

Mail Room Verification

Date Mailed / Verified By /

M E M O R A N D U M

August 26, 1999

RECEIVED-FPSC  
99 AUG 27 PM 1:38  
RECORDS AND  
REPORTING

TO: DIVISION OF RECORDS AND REPORTING  
FROM: DIVISION OF LEGAL SERVICES (PEÑA) *kmp CB*  
RE: DOCKET NO. 990977-TP - NOTICE BY SPRINT-FLORIDA,  
INCORPORATED OF ADOPTION OF AN APPROVED INTERCONNECTION,  
UNBUNDLING, AND RESALE AGREEMENT BETWEEN SPRINT-FLORIDA,  
INCORPORATED AND ITC^DELTACOM COMMUNICATIONS, INC. D/B/A  
ITC^DELTACOM BY 2ND CENTURY COMMUNICATIONS, INC.

*11063-FOF*

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Attached is an ORDER ACKNOWLEDGING ADOPTION OF INTERCONNECTION, UNBUNDLING, AND RESALE AGREEMENT to be issued in the above-referenced docket. (Number of pages in order - 3)

KMP/anc  
Attachment  
cc: Division of Communications  
I: 990977.kmp

*See 1, 2*

*2/0.*