

RECEIVED FPSC

**BELLSOUTH**

BellSouth Telecommunications, Inc.  
Suite 400  
150 South Meridian Street  
Tallahassee, Florida 32301-1500

BSC 224-7738  
Fax BSC 224-5073

000271-TP

Marshall M. Cramer III  
Regulatory Vice President

RECORDS AND  
REPORTING

February 29, 2000

Mrs. Blanca S. Bayo  
Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399

000271-TP *Moved to 000146-TP*

Re: Approval of an Amendment to the Resale Agreement Negotiated by BellSouth Telecommunications, Inc. ("BellSouth") and OmniCall, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996

Dear Mrs. Bayo:

Pursuant to section 252(e) of the Telecommunications Act of 1996, BellSouth and OmniCall, Inc. are submitting to the Florida Public Service Commission their amendment to their negotiated agreement for the purchase of BellSouth's telecommunications services for the purpose of resale to end users by OmniCall, Inc. The Resale Agreement was filed December 14, 1999 and the amendment was filed February 4, 2000 with the name of the ALEC as being The Other Phone Company, Inc. d/b/a OmniCall, Inc. This amendment corrects the name to the agreement and amendment to reflect OmniCall, Inc.

Pursuant to section 252(e) of the Act, the Commission is charged with approving or rejecting the amendment to the negotiated agreement between BellSouth and OmniCall, Inc. within 90 days of its submission. The Act provides that the Commission may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity. Both parties aver that neither of these reasons exist as to the agreement they have negotiated and therefore, are very hopeful that the Commission shall approve their amendment.

Very truly yours,

*Marshall M. Cramer III*

Regulatory Vice President  
(2)

DOCUMENT NUMBER DATE

000271-TP FEB 29 8

FPSC-RECORDS/REPORTING

**AMENDMENT  
TO THE  
RESALE AGREEMENT BETWEEN  
THE OTHER PHONE COMPANY, INC. D/B/A OMNICALL, INC. AND  
BELLSOUTH TELECOMMUNICATIONS, INC.  
DATED NOVEMBER 11, 1999**

Pursuant to this Agreement, (the "Amendment") The Other Phone Company, Inc. d/b/a OmniCall, Inc. ("OmniCall") and BellSouth Telecommunications, Inc. ("BellSouth"), hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Resale Agreement between the Parties dated November 11, 1999 ("Resale Agreement").

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

1. On November 11, 1999, the Parties entered into a Resale Agreement reflecting the name of The Other Phone Company, Inc. d/b/a OmniCall, Inc. This amendment is intended to correct the November 11, 1999 agreement as follows:
2. All references to The Other Phone Company, Inc. d/b/a OmniCall, Inc. shall be replaced with OmniCall, Inc.
3. Section 20 of the General Terms and Conditions is hereby deleted in its entirety and replaced with a new Section 20 as follows:

**20. Notices**

20.1 Every notice, consent, approval, or other communications required or contemplated by this Agreement shall be in writing and shall be delivered in person or given by postage prepaid mail, address to:

**BellSouth Telecommunications, Inc.**

CLEC Account Team  
6th Floor  
600 North 19th Street  
Birmingham, Alabama 35203

and

General Attorney - COU  
Suite 4300  
675 W. Peachtree St.  
Atlanta, GA 30375

**Access One Communications, Inc.**

Ken Baritz  
3427 NW 55th Street

404+529+7839  
4873131313  
4073131318;

Sent By: Access One Communications;

Feb-29-00 3:12PM;

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Fort Lauderdale, FL 33309  
Phone: 954-714-0000  
Fax: 954-738-2476

3. All of the other provisions of the Rosale Agreement shall remain unchanged and in full force and effect.

4. Either or both of the Parties is authorized to submit this Amendment to each Public Service Commission for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their respective duly authorized representatives on the date indicated below.

OmniCall, Inc.

Bellsouth Telecommunications, Inc.

By:   
Name: Ken Bartz  
Title: CEO  
Date: 2-29-00

By:   
Name: Jerry Headix  
Title: Senior Director  
Date: 2/29/00