

State of Florida
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Public Service Commission

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RECEIVED-FPSC

DATE: November 16, 2001
TO: Docket File
FROM: Sally Simmons (Division of Competitive Services) *SAS* *MS*
Kimberley Peña (Division of Legal Services) *KMP*
RE: Docket No. 011106-TP- Request by BellSouth Telecommunications, Inc. for approval of 2 amendments to interconnection, unbundling, resale, and collocation agreement with KMC Telecom, Inc., KMC Telecom II, Inc., KMC Telecom III, Inc., and KMC Telecom V, Inc.

By letter dated August 16, 2001, BellSouth Telecommunications, Inc. filed a Request for approval of two amendments to an interconnection, unbundling, resale and collocation agreement entered into between BellSouth Telecommunications, Inc. and KMC Telecom, Inc., KMC Telecom II, Inc., KMC Telecom III, Inc., and KMC Telecom V, Inc.. 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. The statutory deadline for the Commission to take action on this matter was November 14, 2001.

Staff reviewed the agreement in this Docket on October 1, 2001. The agreement met the criteria outlined in Section 2.07.C.17 of the Administrative Procedures Manual. Therefore, it has gone into effect by operation of law in accordance with Section 252(e)(4) of the Telecommunications Act of 1996. Accordingly, with this Memorandum, the docket is hereby closed.

CC: Division of the Commission Clerk and Administrative Services (S. Moses)

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