



Public Service Commission  
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

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

**DATE:** January 24, 2002

**TO:** DIRECTOR, DIVISION OF THE COMMISSION  
ADMINISTRATIVE SERVICES (BAYÓ)

**FROM:** DIVISION OF COMPETITIVE SERVICES (FULWOOD) *LSW*  
DIVISION OF LEGAL SERVICES (BANKS) *FLS*

**RE:** DOCKET NO. 001797-TP <sup>2</sup> PETITION BY DIECA COMMUNICATIONS,  
INC. D/B/A COVAD COMMUNICATIONS COMPANY FOR ARBITRATION OF  
UNRESOLVED ISSUES IN INTERCONNECTION AGREEMENT WITH  
BELLSOUTH TELECOMMUNICATIONS, INC.

**AGENDA:** 2/5/02 - REGULAR AGENDA - POST-HEARING DECISION -  
PARTICIPATION IS LIMITED TO COMMISSIONERS AND STAFF

**CRITICAL DATES:** NONE

**SPECIAL INSTRUCTIONS:** NONE

**FILE NAME AND LOCATION:** S:\PSC\LEG\WP\001797ag.RCM

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CASE BACKGROUND

On December 15, 2000, Covad Communications Company (Covad) filed a Petition for Arbitration pursuant to 47 U.S.C. Section 252(b) of the Telecommunications Act of 1996, seeking arbitration of certain unresolved issues in the interconnection negotiations between DIECA Communications, Inc. d/b/a Covad Communications Company (Covad) and BellSouth Telecommunications Incorporated (BellSouth). An administrative hearing was held on June 27-28, 2001. By Order No. PSC-01-2017-FOF-TP, issued October 9, 2001, the Commission rendered its decision in this arbitration.

On November 8, 2001, both parties filed a Joint Motion for Extension of Time to file their interconnection agreement. Order No. PSC-01-2319-PCO-TP, issued November 27, 2001, granted the parties' Joint Motion for Extension of Time. Subsequently, December 7, 2001, the parties filed a Joint Motion for an

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Additional Extension of Time. The Joint Motion for an Additional Extension of Time was granted in Order No. PSC-01-2464-PCO-TP, issued December 18, 2001.

On December 21, 2001, BellSouth submitted its final executed interconnection agreement with Covad. This recommendation addresses the approval of the Agreement in this docket.

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**DISCUSSION OF ISSUES**

**ISSUE 1:** Should the Commission approve the arbitrated interconnection agreement between BellSouth and Covad in Docket No. 001797-TP?

**RECOMMENDATION:** Yes. The Commission should approve the arbitrated interconnection agreement between BellSouth and Covad in Docket No. 001797-TP. (FULWOOD)

**STAFF ANALYSIS:**

On November 8, 2001, BellSouth and Covad filed for approval of their final executed Interconnection Agreement, pursuant to Order No. PSC-01-2017-FOF-TP. Staff has reviewed the agreement, and believes that it complies with the Commission's decisions in Order No. PSC-01-2017-FOF-TP, as well as the Act. Therefore, staff recommends that the Commission approve the arbitrated interconnection agreement between BellSouth and Covad in Docket No. 001797-TP, filed December 21, 2001.