

State of Florida
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Public Service Commission

DATE: January 29, 2002
TO: Docket File
FROM: Sally Simmons (Division of Competitive Markets and Enforcement) *SAS* *TH*
 Kimberley Peña (Division of Legal Services) *KMP* *PL*
RE: Docket No. 011396-TP - Petition by Verizon Florida Inc. for approval of adoption of terms of the interconnection, resale, and unbundling agreement with Empire Telecom Services, Inc. n/k/a LECSTAR Telecom, Inc. by The Ultimate Connection, L.C. d/b/a DayStar Communications.

By letter dated October 29, 2001, Verizon Florida Inc. filed a request for approval of adoption of the interconnection, resale, and unbundling agreement entered into between Verizon Florida Inc. and Empire Telecom Services, Inc. n/k/a LECSTAR Telecom, Inc. approved by the Commission in Order No. PSC-01-0171-FOF-TP, issued January 22, 2001. The Ultimate Connection, L.C. d/b/a DayStar Communications is adopting the interconnection, resale, and unbundling agreement approved by the Commission in its entirety pursuant to Section 252(i) of the Telecommunications Act of 1996.

Under the requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. 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.

Staff reviewed the agreement in this Docket on December 13, 2001. The filing met the criteria outlined in Section 2.07.C.16 of the Administrative Procedures Manual in that it complies with Section 252(i) of the Act. Accordingly, with this Memorandum, the docket is hereby closed.

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

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