

State of Florida  
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# Public Service Commission

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**DATE:** February 13, 2002  
**TO:** Docket File  
**FROM:** Sally Simmons (Division of Competitive Markets & Enforcement) *SAS* *MS*  
Kimberley Peña (Office of the General Counsel) *KMP BK*  
**RE:** Docket No. 011567-TP - Request by BellSouth Telecommunications, Inc. for approval of interconnection, unbundling, resale, and collocation agreement with VarTec Telecom, Inc. d/b/a VarTec Telecom, Inc. and Clear Choice Communications.

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By letter dated November 13, 2001, BellSouth Telecommunications, Inc. filed a Request for approval of an interconnection, unbundling, resale, and collocation agreement entered into between BellSouth Telecommunications, Inc. and VarTec Telecom, Inc. d/b/a VarTec Telecom, Inc. and Clear Choice Communications. 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 February 11, 2002.

Staff reviewed the agreement in this Docket on November 17, 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)

*OK*

*SM*

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