



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

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DATE: February 21, 2002
TO: Division of Commission Clerk and Administrative Services (Bayó)
FROM: Division of Competitive Markets & Enforcement (D'Haeseleer) *DH*
Office of the General Counsel (B. Keating) *BK*
RE: Docket No. 011581-TX - Petition for temporary waiver of Rule 25-4.110(16), F.A.C., and corresponding portion of Section 364.603, F.S., by MCImetro Access Transmission Services LLC.

On November 14, 2001, MCImetro Access Transmission Services LLC filed a petition for temporary waiver of Rule 25-4.110(16), F.A.C., and corresponding portion of Section 364.603, F.S. Rule 25-4.110(16), F.A.C., and Section 364.603, F.S., require basic local telecommunications service providers to inform its customers of the availability of a Preferred Carrier (PC) freeze for their telecommunications service providers. MCImetro Access Transmission Services LLC planned to enter the residential market by leasing the combination of elements typically called unbundled network elements platform (UNE-P). However, BellSouth Telecommunications, Inc. (BellSouth) did not at the time offer the ability to place a PC freeze on the line for UNE-P orders, and would not specify when it would do so. Therefore, since MCImetro Access Transmission Services LLC would not be able to enter the market and remain in compliance with certain of the Commission's rules and statutes, it sought a waiver from them.

Since that time, BellSouth has made a commitment in writing to the Commission to begin offering the PC freeze on UNE-P orders by March 24, 2002. In response to BellSouth's commitment to the Commission, MCImetro Access Transmission Services LLC submitted a letter to the Commission on February 20, 2002, withdrawing its petition. Therefore, Docket No. 011581-TX should be closed administratively.

cc: Division of Competitive Markets & Enforcement (M. Watts)
Office of the General Counsel (Christensen)

OK
SM
2/27/02