

# BELLSOUTH

**BellSouth Telecommunications, Inc.**

Suite 400  
150 South Monroe Street  
Tallahassee, FL 32301-1556

marshall.criser@bellsouth.com

**Marshall M. Criser III**  
Vice President  
Regulatory & External Affairs

850 224 7798  
Fax 850 224 5073

May 15, 2002

Mrs. Blanca S. Bayo  
Director, Division of Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399

020435-TP

Re: Approval of Amendment to the Interconnection, Unbundling, Resale, and Collocation Agreement Negotiated by BellSouth Telecommunications, Inc. ("BellSouth") and Network Telephone Corporation pursuant to Sections 251, 252 and 271 of the Telecommunications Act of 1996

Dear Mrs. Bayo:

Pursuant to section 252(e) of the Telecommunications Act of 1996, BellSouth and Network Telephone Corporation are submitting to the Florida Public Service Commission an amendment to their negotiated agreement for the interconnection of their networks, the unbundling of specific network elements offered by BellSouth and the resale of BellSouth's telecommunications services to Network Telephone Corporation. The initial agreement between the companies was filed in Docket 010880-TP, on June 22, 2001, and was deemed effective by Operation of Law on September 25, 2001

Pursuant to section 252(e) of the Act, the Commission is charged with approving or rejecting this amendment to the negotiated agreement between BellSouth and Network Telephone Corporation within 90 days of its submission. The Act provides that the Commission may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity. Both parties agree that neither of these reasons exists as to the agreement they have negotiated and therefore, as such this amendment should be deemed effective by operation of law on August 15, 2002.

Very truly yours,

*Marshall M. Criser III*

Regulatory Vice President

(KAB)

DOCUMENT NUMBER DATE

05262 MAY 15 2002

FPSC-COMMISSION CLERK

**ATTACHMENT TO TRANSMITTAL LETTER  
FOR CLEC Contracts and Adoption Papers**

The Agreement entered into by and between Network Telephone Corporation and BellSouth Telecommunications, Inc., dated 3/26/02, for all nine state(s) consists of the following:

| ITEM       | NO.<br>PAGES |
|------------|--------------|
| Title Page | 2            |
| Exhibit 1  | 9            |
| TOTAL      | 11           |

**AMENDMENT  
TO THE  
INTERCONNECTION AGREEMENT  
BETWEEN  
NETWORK TELEPHONE CORPORATION AND  
BELLSOUTH TELECOMMUNICATIONS, INC.  
DATED May 17, 2001**

Pursuant to this Agreement, (the "Amendment"), Network Telephone Corporation, ("Network Telephone"), a Florida corporation on behalf of itself, and BellSouth Telecommunications, Inc. ("BellSouth"), a Georgia corporation, on behalf of itself, hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Interconnection Agreement between the Parties dated May 17, 2001 ("Agreement") and shall be deemed effective as of thirty (30) calendar days after the date of the last signature of both Parties ("Effective Date").

WHEREAS, BellSouth and Network Telephone entered into the Agreement on May 17, 2001, and;

WHEREAS, the Parties desire to amend the Agreement to include Power Reduction language, and to add Power Reduction Rates for the states of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina and Tennessee.

NOW THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

1. The Parties agree that the Agreement between Network Telephone and BellSouth is hereby amended to add to Attachment 4-Physical Collocation the following to Section 8:

8.5.4 If Network Telephone requests a reduction in the amount of power that BellSouth is currently providing, Network Telephone must submit a Subsequent Application. If no modification to the Collocation Space is requested other than the reduction in power, the Subsequent Application Fee for Power Reduction as set forth in Exhibit A will apply. If modifications are requested in addition to the reduction of power the Subsequent Application Fee will apply.

2. The Parties agree that the Agreement between Network Telephone and BellSouth is hereby amended to add to Exhibit A-Rates the following rates in Exhibit 1 attached hereto for the States of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina and Tennessee:
3. All of the other provisions of the Agreement, dated May 17, 2001, shall remain in full force and effect.
4. Either or both of the Parties is authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their respective duly authorized representatives on the date indicated below.

**BellSouth Telecommunications, Inc.**

By: Gregory R. Follensbee

Name: GREGORY R. FOLLENSBEE

Title: SENIOR DIRECTOR

Date: 3-26-02

**Network Telephone Corporation**

By: Charles A. Eminger

Name: CSO - EVP

Title: CHARLES A. EMINGER

Date: 3-20-2002

**PHYSICAL COLLOCATION  
ALABAMA**

| CATEGORY             | NOTES  | UNBUNDLED NETWORK ELEMENT | FIR | Interim | Zone | BCS | USOC  | RATES  |              |       |                         |       |        | Submitted Elec |        |
|----------------------|--|---------------------------|-----|---------|------|-----|-------|--------|--------------|-------|-------------------------|-------|--------|----------------|--------|
|                      |  |                           |     |         |      |     |       | Rec    | Nonrecurring |       | Nonrecurring Disconnect |       | Source |                | SOME C |
|                      |  |                           |     |         |      |     |       |        | First        | Add'l | First                   | Add'l |        |                |        |
|                      |  |                           |     |         |      |     |       |        |              |       |                         |       |        |                |        |
| PHYSICAL COLLOCATION | Physical Collocation - Application Fee - Subsequent for Power Reduction/Reduce Fused |                           |     |         |      | CLO | PE1PR | 399.51 | 399.51       |       |                         |       |        |                |        |

PHYSICAL COLLOCATION  
FLORIDA

| CATEGORY             | NOTES   | UNBUNDLED NETWORK ELEMENT | FN | Zone | BCS | USOC  | RATES |              |        |              |       | OSS    |                          |                                  |  |
|----------------------|---|---------------------------|----|------|-----|-------|-------|--------------|--------|--------------|-------|--------|--------------------------|----------------------------------|--|
|                      |   |                           |    |      |     |       | Rec   | Nonrecurring |        | Nonrecurring |       | Source | Svc Order Submitted Elec | Svc Order Submitted Manually per | Incremental Charge - Manual Svc Order vs |
|                      |   |                           |    |      |     |       |       | First        | Add'l  | First        | Add'l |        |                          |                                  |  |
|                      |   |                           |    |      |     |       |       |              |        |              |       |        |                          |                                  |  |
| BOWEC                | SOMAN   | SOMAN                     |    |      |     |       |       |              |        |              |       |        |                          |                                  |  |
| PHYSICAL COLLOCATION | Physical Collocation - Application Fee - Subsequent - for Power Reduction/Reduced Fused |                           |    |      | CLO | PE1PR |       | 399.43       | 399.43 |              |       |        |                          |                                  |  |

PHYSICAL COLLOCATION  
GEORGIA

| CATEGORY | NOTES | UNBUNDLED NETWORK ELEMENT | FR | Interim | Zone | BCS | USOC | RATES                |   |                         |       | Submitted Elec | Submitted Manually per |      |        |        |       |
|----------|-------|---------------------------|----|---------|------|-----|------|----------------------|---|-------------------------|-------|----------------|------------------------|------|--------|--------|-------|
|          |       |                           |    |         |      |     |      | Nonrecurring         |   | Nonrecurring Disconnect |       |                |                        |      |        |        |       |
|          |       |                           |    |         |      |     |      | Rec                  | First   | Add1                    | First |                |                        | Add1 | Source | SOMECD | SOMAN |
|          |       |                           |    |         |      |     |      | PHYSICAL COLLOCATION | Physical Collocation - Application Fee - Subsequent - for Power Reduction/Reduced Fused |                         |       |                |                        |      |        | CLO    | PE1PR |

PHYSICAL COLLOCATION  
KENTUCKY

| CATEGORY             | NOTES  | UNBUNDLED NETWORK ELEMENT | Fth | Interim | Zone | BCS | USOC  | RATES |              |        |                         |       |        | Submitted Elec | Submitted Monthly per |       |       |
|----------------------|--|---------------------------|-----|---------|------|-----|-------|-------|--------------|--------|-------------------------|-------|--------|----------------|-----------------------|-------|-------|
|                      |  |                           |     |         |      |     |       | Rec   | Nonrecurring |        | Nonrecurring Disconnect |       | Source |                |                       | SOMEK | SOMAN |
|                      |  |                           |     |         |      |     |       |       | First        | Add'l  | First                   | Add'l |        |                |                       |       |       |
|                      |  |                           |     |         |      |     |       |       |              |        |                         |       |        |                |                       |       |       |
| PHYSICAL COLLOCATION | Physical Collocation - Application Fee - Subsequent - for Power Reduction/Reduced Fuel |                           |     |         |      | CLO | PE1PR |       | 399.50       | 399.50 |                         |       |        |                |                       |       |       |



PHYSICAL COLLOCATION  
LOUISIANA

| CATEGORY             | NOTES   | UNBUNDLED NETWORK ELEMENT | FR | Interim | Zone | BCS | USOC  | RATES        |        |              |      | OSS    |       |       |       |
|----------------------|---|---------------------------|----|---------|------|-----|-------|--------------|--------|--------------|------|--------|-------|-------|-------|
|                      |   |                           |    |         |      |     |       | Nonrecurring |        | Nonrecurring |      | Source | SOMEC | SOMAN | SOMAN |
|                      |   |                           |    |         |      |     |       | Rec          | First  | First        | Add1 |        |       |       |       |
| PHYSICAL COLLOCATION | Physical Collocation - Application Fee - Subsequent - for Power Reduction/Reduced Fused |                           |    |         |      | CLO | PE1PR |              | 398.88 | 398.88       |      |        |       |       |       |

PHYSICAL COLLOCATION  
MISSISSIPPI

| CATEGORY             | NOTES   | UNBUNDLED NETWORK ELEMENT | FIR | Interim | Zone | BCS | USOC  | RATES        |        |              |            |        |       | OSS   |       |                |                       |                               |
|----------------------|---|---------------------------|-----|---------|------|-----|-------|--------------|--------|--------------|------------|--------|-------|-------|-------|----------------|-----------------------|-------------------------------|
|                      |   |                           |     |         |      |     |       | Nonrecurring |        | Nonrecurring |            | Source | SOMEC | SOMAN | SOMAN | Submitted Elec | Submitted Monthly per | Charge - Manual Svc Order vs. |
|                      |   |                           |     |         |      |     |       | Rec          | First  | Add'l        | Disconnect |        |       |       |       |                |                       |                               |
|                      |   |                           |     |         |      |     |       |              |        |              | First      | Add'l  | First | Add'l |       |                |                       |                               |
| PHYSICAL COLLOCATION | Physical Collocation - Application Fee - Subsequent - for Power Reduction/Reduced Fused |                           |     |         |      | CLO | PE1PR |              | 398.76 | 398.76       |            |        |       |       |       |                |                       |                               |

PHYSICAL COLLOCATION  
NORTH CAROLINA

| CATEGORY             | NOTES  | UNBUNDLED NETWORK ELEMENT | FN | Interim | Zone | BCS   | USOC | RATES  |              |      |                            | SVC ORDER<br>Submitted Elec |        |      |
|----------------------|--|---------------------------|----|---------|------|-------|------|--------|--------------|------|----------------------------|-----------------------------|--------|------|
|                      |  |                           |    |         |      |       |      | Rec    | Nonrecurring |      | Nonrecurring<br>Disconnect |                             | Source |      |
|                      |  |                           |    |         |      |       |      |        | First        | Add1 | First                      |                             |        | Add1 |
|                      |  |                           |    |         |      |       |      |        | SOMEC        |      |                            |                             |        |      |
| PHYSICAL COLLOCATION | Physical Collocation - Application Fee - Subsequent - for Power Reduction/Reduced Fuel |                           |    |         | CLO  | PE1PR |      | 399.13 | 399.13       |      |                            |                             |        |      |

PHYSICAL COLLOCATION  
SOUTH CAROLINA

| CATEGORY             | NOTES | UNBUNDLED NETWORK ELEMENT   | FIR | Interm | Zone | BCS | USOC  | RATES        |        |        |              |       |        | SVC Order Submitted | SVC Order Submitted |
|----------------------|-------|---|-----|--------|------|-----|-------|--------------|--------|--------|--------------|-------|--------|---------------------|---------------------|
|                      |       |   |     |        |      |     |       | Nonrecurring |        |        | Nonrecurring |       |        |                     |                     |
|                      |       |   |     |        |      |     |       | Disconnect   |        |        |              |       |        |                     |                     |
|                      |       |   |     |        |      |     |       | Rec          | First  | Add'l  | First        | Add'l | Source |                     |                     |
| PHYSICAL COLLOCATION |       | Physical Collocation - Application Fee - Subsequent - for Power Reduction/Reduced Fuses |     |        |      | CLO | PE1PR |              | 400.33 | 400.33 |              |       |        |                     |                     |

PHYSICAL COLLOCATION  
TENNESSEE

| CATEGORY             | NOTES   | UNBUNDLED NETWORK ELEMENT | FIR | Interim | Zone | BCS | USOC  | RATES        |        |        |                         |      |  |        |       |       |
|----------------------|---|---------------------------|-----|---------|------|-----|-------|--------------|--------|--------|-------------------------|------|--|--------|-------|-------|
|                      |   |                           |     |         |      |     |       | Nonrecurring |        |        | Nonrecurring Disconnect |      |  | SOURCE | BOMEC | BOMAN |
|                      |   |                           |     |         |      |     |       | FSC          | FWR    | ADD1   | FIR                     | ADD1 |  |        |       |       |
| PHYSICAL COLLOCATION | Physical Collocation - Application Fee - Subsequent - for Power Reduction/Reduced Fused |                           |     |         |      | CLO | PE1PR |              | 400.10 | 400.10 |                         |      |  |        |       |       |