

State of Florida  
-M-E-M-O-R-A-N-D-U-M-



# Public Service Commission

COMMISSION  
CLERK

02 JUL -9 PM 3:27

RECEIVED FPSC

---

**DATE:** July 8, 2002  
**TO:** Docket File  
**FROM:** Sally Simmons (Division of Competitive Markets and Enforcement) *SAS*  
Jessica Elliott (Office of the General Counsel) *JAE* *WCL*  
**RE:** Docket No. 020309-TP - Request for approval of two amendments to interim interconnection agreement between BellSouth Telecommunications, Inc. and Florida Digital Network, Inc.

---

By letter dated April 5, 2002, BellSouth Telecommunications, Inc. filed a request for approval of two amendments to interim interconnection agreement with Florida Digital Network, Inc. One of the amendments adds unbundling provisions, thereby expanding the scope of the original agreement. 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 July 5, 2002.

Staff reviewed the agreement in this Docket on July 1, 2002. 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.

Allowing this agreement to go into effect should not be construed as a determination by the Commission that BellSouth has met the requirements of Section 271 of the Act.

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

*OK*  
*sm*  
*7/9/02*

DOCUMENT NUMBER DATE

07053 JUL -9 3PM

FPSC-COMMISSION CLERK