

State of Florida
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Public Service Commission

COMMISSION
CLERK

JUN 16 AM 10:41

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DATE: June 13, 2003

TO: Docket File

FROM: Jeff Bates (Division of Competitive Markets and Enforcement)
Adam Teitzman (Office of the General Counsel) *AT*

JTB

SAS

RE: Docket No. 030253-TP - Request for approval of five amendments to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch.

By letter dated March 13, 2003, BellSouth Telecommunications, Inc. filed a request for approval of five amendments to the interconnection, unbundling, resale, and collocation agreement with Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch. 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 June 11, 2003.

Staff reviewed the agreement in this Docket on June 5, 2003. 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
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