

State of Florida
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Public Service Commission

COMMISSION
CLERK

DATE: December 31, 2003
TO: Docket File
FROM: Jeff Bates (Division of Competitive Markets and Enforcement) *JCB* SAS
Victor McKay (Office of the General Counsel) *VSM*
RE: Docket No. 030938-TP - Request for approval of Amendment No. One to interconnection, unbundling, resale, and collocation agreement between Sprint-Florida, Incorporated and T3 Communications, LLC d/b/a Tier 3 Communications d/b/a Naples Telephone and d/b/a Fort Myers Telephone.

By letter dated September 25, 2003, Sprint-Florida, Incorporated filed a request for approval of Amendment No. One to the interconnection, unbundling, resale, and collocation agreement between Sprint-Florida, Incorporated and T3 Communications, LLC d/b/a Tier 3 Communications d/b/a Naples Telephone and d/b/a Fort Myers Telephone. 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 December 29, 2003.

Staff reviewed the agreement in this Docket on December 19, 2003. The agreement met the criteria outlined in Section 2.07.C.6.d 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
12/31/03*

