

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: July 2, 2004

TO: Docket File

FROM: Jeff Bates (Division of Competitive Markets and Enforcement) *JB*
Victor McKay (Office of the General Counsel) *VSM* *SAS*

RE: Docket No. 040287-TP - Request for approval of interconnection, unbundling, resale, and collocation agreement between Sprint-Florida, Incorporated and VarTec Telecom, Inc. d/b/a VarTec Telecom, Inc. and Clear Choice Communications.

By letter received March 31, 2004, Sprint-Florida, Incorporated filed a request for approval of interconnection, unbundling, resale, and collocation agreement between Sprint-Florida, Incorporated and VarTec Telecom, Inc. d/b/a VarTec Telecom, Inc. and Clear Choice Communications. 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 30, 2004.

Staff reviewed the agreement in this Docket on June 3, 2004. The agreement met the criteria outlined in Section 2.07.C.5.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

OK to close 7/02/04 RWR

CC: Division of the Commission Clerk and Administrative Services (H. Wong)

DOCUMENT NUMBER-DATE

07296 JUL -2 8

FPSC-COMMISSION CLERK