


State of Florida



Public Service Commission
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850
OCT 27 AM 10: 54
-M-E-M-O-R-A-N-D-U-M- COMMISSION CLERK

DATE: October 26, 2004
TO: Docket File
FROM: Jeff Bates (Division of Competitive Markets and Enforcement)  SAG
Victor McKay (Office of the General Counsel) VSM
RE: Docket No. 040774-TP - Request for approval of interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom d/b/a Grapevine.

By letter received July 22, 2004, BellSouth Telecommunications, Inc. filed a request for approval of interconnection, unbundling, resale, and collocation agreement with ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom d/b/a Grapevine. 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 October 21, 2004.

Staff reviewed the agreement in this Docket on October 19, 2004 and October 26, 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.

o/k to close 10/27/04 hwr

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

DOCUMENT NUMBER-DATE
11614 OCT 27 04
FPSC-COMMISSION CLERK