

State of Florida



ORIGINAL

Public Service Commission

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

RECEIVED FPSC

DEC 27 AM 10:51

COMMISSION CLERK

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

DATE: December 27, 2004

TO: Docket File

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

RE: Docket No. 041118-TP - Request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Access Point, Inc.

By letter received September 23, 2004, BellSouth Telecommunications, Inc. filed a request for approval of amendment to the interconnection, unbundling, resale, and collocation agreement with Access Point, Inc. 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 22, 2004.

Staff reviewed the agreement in this Docket on December 16, 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 12/27/04 HW

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

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- RCA _____
- SCR _____
- SEC /
- OTH _____

DOCUMENT NUMBER-DATE

13484 DEC 27 04

FPSC-COMMISSION CLERK