



ORIGINAL

Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD 59
TALLAHASSEE, FLORIDA 32399-0850

RECEIVED-FPSC

DEC 28 2004

COMMISSION CLERK

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

DATE: December 28, 2004

TO: Kay Flynn, Division of Commission Clerk and Administrative Services

FROM: Sally Simmons, Division of Competitive Markets & Enforcement *SAS*
 Beth Keating, Office of the General Counsel *AK for BK*
 Victor McKay, Office of the General Counsel *VSM*

RE: Request to Administratively Close Docket No. 041063-TP

On September 10, 2004, BellSouth Telecommunications, Inc. filed a request for approval of a resale agreement between BellSouth Telecommunications, Inc. and NuStar Communications Corp. The CLEC was administratively dissolved by the Florida Department of State, Division of Corporations on September 19, 2003. Therefore, this filing did not go into effect by operation of law. Since NuStar Communications Corp. is not authorized to conduct business in Florida, this filing was made in error. BellSouth Telecommunications, Inc. withdrew the filing on December 20, 2004. Given there are no pending issues that need to be addressed by the Commission, staff requests this docket be administratively closed pursuant to Section 2.07.C.2.d of the APM.

ok to close 12/28/04 hwp

cc: Commission Clerk and Administrative Services (H. Wang)

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- RCA _____
- SCR _____
- SEC 1
- OTH _____

DOCUMENT NUMBER-DATE

13562 DEC 28 04

FPSC-COMMISSION CLERK