

State of Florida



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

RECEIVED - FPSC
05 JAN - 5 AM 10:50

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

COMMISSION
CLERK

DATE: January 4, 2005
TO: Docket File
FROM: Jeff Bates (Division of Competitive Markets and Enforcement) *JB*
Kira Scott (Office of the General Counsel) *KS KSC* **SAS**
RE: Docket No. 041163-TP - Request for approval of amendment to resale agreement between BellSouth Telecommunications, Inc. and BellSouth BSE, Inc.

By letter received September 29, 2004, BellSouth Telecommunications, Inc. filed a request for approval of amendment to the resale agreement with BellSouth BSE, 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 28, 2004.

Staff reviewed the agreement in this Docket on December 23, 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 01/05/05 hmf

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

DOCUMENT NUMBER-DATE
00141 JAN-5 05
FPSC-COMMISSION CLERK