

State of Florida



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DATE: January 6, 2005
TO: Docket File
FROM: Jeff Bates (Division of Competitive Markets and Enforcement) *JB*
Victor McKay (Office of the General Counsel) *VSM B/L* *SAS*
RE: Docket No. 040635-TP - Request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between Verizon Florida Inc. and Metropolitan Fiber Systems of Florida, Inc.

By letter received June 29, 2004, Verizon Florida Inc. filed a petition for approval of amendment to interconnection, unbundling, resale, and collocation agreement between Verizon Florida Inc. and Metropolitan Fiber Systems of Florida, Inc. This filing serves to amend the previous agreements between MFS and Verizon, f/k/a GTE Florida Incorporated in Docket No. 961090-TP and Docket No. 040164-TP.

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 September 29, 2004.

Staff reviewed the agreement in this Docket on September 13, 2004 and January 5, 2005. 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 1/06/05 hrw

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

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