

State of Florida



Public Service Commission

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

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

DATE: February 3, 2005
TO: Docket File
FROM: Jeff Bates (Division of Competitive Markets and Enforcement) [Signature] SAS
Victor McKay (Office of the General Counsel) [Signature] VSM p/c
RE: Docket No. 041283-TP - Request for approval of two amendments to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and DukeNet Communications, LLC.

By letter received November 3, 2004, BellSouth Telecommunications, Inc. filed a request for approval of two amendments to the interconnection, unbundling, resale, and collocation agreement with DukeNet Communications, LLC. 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 February 1, 2005.

Staff reviewed the agreement in this Docket on January 27, 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 2/04/05 RW

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

DOCUMENT NUMBER-DATE
01313 FEB-4 05
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