

State of Florida



ORIGINAL

Public Service Commission

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

RECEIVED FPSC
DEC -5 PM 1:40

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

DATE: December 5, 2005

TO: Docket File

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

RE: Docket No. 050585-TP - Request for approval of resale agreement between Sprint-Florida, Incorporated and FLATEL, Inc. d/b/a Florida Telephone Company d/b/a Oscatel d/b/a Telephone USA.

By letter received September 2, 2005, Sprint-Florida, Incorporated filed a request for approval of resale agreement between Sprint-Florida Incorporated and FLATEL, Inc. d/b/a Florida Telephone Company d/b/a Oscatel d/b/a Telephone USA. 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 1, 2005.

Staff reviewed the agreement in this Docket on October 26, 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 12/05/05 AW

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

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

DOCUMENT NUMBER-DATE

~~111-24~~ DEC -5 8

FPSC-COMMISSION CLERK