

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-

DATE: April 27, 2007

TO: Docket File

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

RE: Docket No. 070075-TP - Notice of adoption, with modifications, of existing interconnection, unbundling, resale, and collocation agreement between Embarq Florida, Inc. and Spirited Technologies, Inc. d/b/a Spirited Broadband by U.S. Metropolitan Telecom, LLC.

By letter received January 25, 2007, Embarq Florida, Inc. filed a notice of adoption, with modifications, of the existing interconnection, unbundling, resale, and collocation agreement, entered into between Embarq Florida, Inc. and Spirited Technologies, Inc. d/b/a Spirited Broadband which was deemed approved in Docket No. 060242-TP. U.S. Metropolitan Telecom, LLC. is adopting the interconnection, unbundling, resale, and collocation agreement approved by the Commission in its entirety pursuant to Section 252(i) of the Telecommunications Act of 1996.

Under the requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. Section 252(i) requires that a local exchange carrier shall make available any interconnection, service, or network element provided under an agreement approved by the state commission to any other requesting telecommunications carrier upon the same terms and conditions as those provided in the agreement in its entirety.

Staff reviewed the agreement in this Docket on April 19, 2007. The filing met the criteria outlined in Section 2.07.C.5.d of the Administrative Procedures Manual in that it complies with Section 252(i) of the Act. Accordingly, with this Memorandum, the docket is hereby closed.

*OK to close 4/30/07
hw*

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

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