

Matilda Sanders

070577-TP

From: Holland, Robyn P [rh0582@att.com]
Sent: Friday, August 31, 2007 12:28 PM
To: Filings@psc.state.fl.us
Cc: Holland, Robyn P; Jeff Bates
Subject: Amendment AT&T Florida & Covista

Attachments: 9100C_Sc.pdf



9100C_Sc.pdf
f (158 KB)

-----Original Message-----

From: Holland, Robyn P
Sent: Friday, August 31, 2007 12:37 PM
To: Holland, Robyn P
Subject: 9100C Scan

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August 31, 2007

Mrs. Ann Cole
Director, Division of Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

070577-TP

Re: Approval of Amendment to the interconnection, unbundling, resale and collocation Agreement between BellSouth Telecommunications, Inc d/b/a AT&T Florida d/b/a AT&T Southeast and Covista, Inc.

Dear Mrs. Cole:

Please find enclosed for filing and approval, the original and two copies of BellSouth Telecommunications, Inc d/b/a AT&T Florida d/b/a AT&T Southeast Amendment to interconnection, unbundling, resale and collocation Agreement with Covista, Inc.

The underlying agreement was filed on January 1, 2006 in docket 060079-TP.

If you have any questions, please do not hesitate to call Robyn Holland at (850) 577-5551.

Very truly yours,

George D. Nendry RN
Regulatory Vice President

**Amendment to the Agreement
Between
Covista, Inc.
and
BellSouth Telecommunications, Inc.
d/b/a AT&T Alabama, AT&T Florida, AT&T Georgia,
AT&T Kentucky, AT&T Louisiana, AT&T Mississippi,
AT&T North Carolina, AT&T South Carolina and
AT&T Tennessee
Dated July 24, 2005**

Pursuant to this Amendment, (the "Amendment"), Covista, Inc. (Covista), and BellSouth Telecommunications, Inc. d/b/a AT&T Alabama, AT&T Florida, AT&T Georgia, AT&T Kentucky, AT&T Louisiana, AT&T Mississippi, AT&T North Carolina, AT&T South Carolina and AT&T Tennessee ("AT&T"), hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Interconnection Agreement between the Parties dated July 24,2005 (Agreement) to be effective the date of the last signature executing the Amendment (Effective Date).

WHEREAS, AT&T and Covista entered into the Agreement on July 24,2005,
and;

NOW THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

1. The Parties agree to delete and replace Section 19.1 of the General Terms and Conditions as follows:

19.1 With the exception of billing notices, governed by Attachment 7, every notice, consent or approval of a legal nature, required or permitted by this Agreement shall be in writing and shall be delivered either by hand, by overnight courier or by US mail postage prepaid, or email if an email address is listed below, addressed to:

AT&T

AT&T Local Contract Manager
600 North 19th Street, 8th floor
Birmingham, AL 35203

and

AT&T Wholesale Attorney
Suite 4300
675 West Peachtree Street
Atlanta, GA 30375

Covista, Inc.

Thomas W. Brinkman
V.P. Local and Regulatory
4803 Highway 58
Chattanooga, Tennessee 37416

or at such other address as the intended recipient previously shall have designated by written notice to the other Party.

2. All of the other provisions of the Agreement, dated July 24, 2005, shall remain in full force and effect.
3. Either or both of the Parties are authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.
4. In entering into this Amendment, neither Party waives, and each Party expressly reserves, any rights, remedies or arguments it may have at law or under the intervening law or regulatory change provisions in the underlying Agreement (including intervening law rights asserted by either Party via written notice predating this Amendment) with respect to any orders, decisions, legislation or proceedings and any remands thereof, which the Parties have not yet fully incorporated into this Agreement or which may be the subject of further review.

IN WITNESS WHEREOF, the Parties have executed this Amendment the day and year written below.

**BellSouth Telecommunications, Inc.
d/b/a AT&T Alabama, AT&T Florida,
AT&T Georgia, AT&T Kentucky,
AT&T Louisiana, AT&T Mississippi,
AT&T North Carolina, AT&T South
Carolina and AT&T Tennessee**

By: *Kristen E. Shore*

Name: Kristen E. Shore

Title: Director

Date: 7/13/07

Covista, Inc.

By: *Tomas W. Bankman*

Name: Tomas W. Bankman

Title: V.P. Legal & Regulatory

Date: 7/09/07