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

**DATE:** September 24, 2008

**TO:** Docket File

**FROM:** Jeff Bates (Division of Regulatory Compliance) *JB SAS*  
Victor McKay (Office of the General Counsel) *TK for VM AT*

**RE:** Docket No. 080380-TP – Request for approval of adoption, with modifications, of existing interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast and KMC Data LLC by Peerless Network of Florida, LLC.

By letter received June 24, 2008, BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast filed a request for approval of adoption, with modifications, of existing interconnection, unbundling, resale, and collocation agreement between BellSouth and KMC Data LLC which was deemed approved by the Commission in Docket No. 050466-TP. Peerless Network of Florida, LLC. is adopting the interconnection, unbundling, resale, and collocation agreement approved by the Commission 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 September 19, 2008. 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.

CC: Office of the Commission Clerk (H. Wang)

*OK to close  
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HJ*

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