

State of Florida



RECEIVED-FPSC

09 JAN 27 AM 10:36

Public Service Commission

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

COMMISSION
CLERK

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

DATE: January 22, 2009

TO: Docket File

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

RE: Docket No. 080639-TP - Request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast and DeltaCom, Inc.

By letter received October 13, 2008, BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast filed a request for approval of the amendment to the interconnection, unbundling, resale, and collocation agreement with DeltaCom, Inc. 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 January 12, 2009.

Staff reviewed the agreement in this Docket on December 17, 2008 and January 21, 2009. 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.

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

*OK to close
1-27-09
N/B*

DOCUMENT NUMBER-DATE

00647 JAN 27 09

FPSC-COMMISSION CLERK