



# Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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

**DATE:** June 1, 2010

**TO:** Docket File

**FROM:** Jeff Bates (Division of Regulatory Analysis) *[Signature]*  
Victor McKay (Office of the General Counsel) *[Signature]*

**RE:** Docket No. 100097-TP - Request for approval of interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast and Birch Telecom of the South, Inc. d/b/a Birch Telecom d/b/a Birch d/b/a Birch Communications.

By letter received February 26, 2010, BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast filed a request for approval of the interconnection, unbundling, resale, and collocation agreement with Birch Telecom of the South, Inc. d/b/a Birch Telecom d/b/a Birch d/b/a Birch Communications. 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 May 27, 2010.

Staff reviewed the agreement in this Docket on May 6, 2010. 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. Wang)

*OK to close  
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M/W*

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