

ORIGINAL
FILE COPY

LAW OFFICES
MESSER, CAPARELLO & SELF
A PROFESSIONAL ASSOCIATION

215 SOUTH MONROE STREET, SUITE 701
POST OFFICE BOX 1876
TALLAHASSEE, FLORIDA 32302-1876
TELEPHONE: (904) 222-0720
TELECOPIERS: (904) 224-4359, (904) 425-1942

February 26, 1997

Ms. Blanca Bayo, Director
Division of Records and Reporting
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

BY HAND DELIVERY

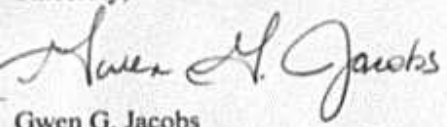
Re: Docket No. 970077-TP - Petition of Vanguard Cellular Systems, Inc. for Arbitration
with BellSouth Telecommunications, Inc.

Dear Ms. Bayo:

An original and fifteen copies each of Vanguard Cellular Systems, Inc.'s Motion to Withdraw
its Petition for Arbitration is enclosed for filing.

Please indicate receipt of these documents by stamping **both** enclosed extra copies of this
letter.

Thank you for your assistance in this matter.

Sincerely,

Gwen G. Jacobs

ACK _____
AFA _____
APP _____
CAF _____
CMU GGJ
CTR _____ Enclosures
ENG _____
RES 2
3

H:\USERS\GGJ\VANGUARD\BAYA.R26

MAS _____
TH _____

DOCUMENT NUMBER - DATE
02168 FEB 26 97
FPSC-RECORDS/REPORTING

ORIGINAL
FILE COPY

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Vanguard Cellular Systems, Inc., for Arbitration with BellSouth Telecommunications, Inc., pursuant to the Telecommunications Act of 1996.)
)
)
)
)
)
)

Docket No.: 970077-TP
Filed: February 26, 1997

**VANGUARD CELLULAR SYSTEMS, INC.'S
MOTION TO WITHDRAW ITS PETITION FOR ARBITRATION**

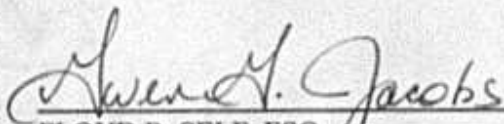
Vanguard Cellular Systems, Inc., ("Vanguard"), through its undersigned attorneys, hereby files this motion to withdraw its Petition for Arbitration filed January 15, 1997, in this docket. In support of this motion Vanguard states:

1. Vanguard filed a Petition for Arbitration pursuant to 47 U.S.C. §252(b) on January 15, 1997. In its Petition Vanguard sought arbitration of a limited number of issues.
2. On or about February 11, 1997, Vanguard and BellSouth entered a negotiated agreement resolving the issues presented for arbitration. That agreement was presented to the PSC for approval pursuant to 47 U.S.C. §252(e)(1) and 252(e)(2)(A), on February 21, 1997.
3. For the reasons cited herein, Vanguard hereby gives notice of withdrawal of its Petition for Arbitration.

DOCUMENT NUMBER-DATE
02168 FEB 26 97
FPSC-RECORDS/REPORTING

Respectfully submitted this 24th day of February, 1997.

MESSER, CAPARELLO & SELF
Post Office Box 1876
Tallahassee, FL 32302-1876
(904) 222-0720



FLOYD R. SELF, ESQ.
GWEN G. JACOBS, ESQ.

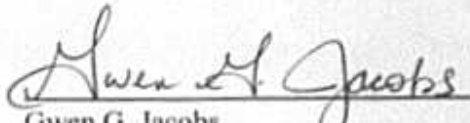
Attorneys for Vanguard Cellular Systems, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Vanguard Cellular Systems, Inc.'s Motion to Withdraw its Petition for Arbitration has been sent by Overnight Delivery (*) and Hand Delivery on this 24th day of February, 1997 to the following parties of record:

David Falgoust, Esq.*
BellSouth Telecommunications, Inc.
4300 Southern Bell Center
675 West Peachtree Street, NE
Atlanta, Georgia 30375

Mary Jo Peed
c/o Nancy H. Sims
BellSouth Telecommunications, Inc.
150 S. Monroe Street, Suite 400
Tallahassee, FL 32301



Gwen G. Jacobs