

State of Florida
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Public Service Commission
COMMISSION CLERK

DATE: February 1, 2002
TO: Docket File
FROM: Sally Simmons (Division of Competitive Markets and Enforcement) *SAS* *JD*
Kimberley Peña (Division of Legal Services) *KMP* *JK*
RE: Docket No. 011454-TP - Request by BellSouth Telecommunications, Inc. for approval of resale agreement with NuStar Communications Corp.

By letter dated November 1, 2001, BellSouth Telecommunications, Inc. filed a request for approval of a resale agreement entered into between BellSouth Telecommunications, Inc. and NuStar Communications Corp.. 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 30, 2002.

Staff reviewed the agreement in this Docket on December 7, 2001. The agreement met the criteria outlined in Section 2.07.C.17 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: Division of the Commission Clerk and Administrative Services (S. Moses)

OK
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