

ORIGINAL

Timolyn Henry

070075-TP

From: McPike, Jessica L [EQ] [Jessica.L.Mcpike@Embarq.com]
Sent: Thursday, January 25, 2007 3:03 PM
To: Filings@psc.state.fl.us
Cc: Schnitzer, Nancy R [EQ]
Subject: Notice of Adoption of Interconnection, Unbundling, Collocation and Resale Agreement with modification between Spirited Technologies and Embarq by U.S. Metropolitan Telecom
Attachments: Adoption of Spirited and Embarq by U.S. Metropolitan Telecom.pdf

Filed on Behalf of: *Nancy Schnitzer*

Embarq Florida, Inc.
1313 Blair Stone Road
Tallahassee, FL 32301
Telephone: 850/599-1276
Email: nancy.schnitzer@embarq.com

Title of filing: *Notice of Adoption of Interconnection, Unbundling, Collocation and Resale Agreement with modification between*

Spirited Technologies, Inc. d/b/a Spirited Broadband and Embarq Florida, Inc. by U.S. Metropolitan Telecom, LLC

Filed on behalf of: *Nancy Schnitzer*

No of pages: *4*

Description: *Notice of Adoption of Interconnection, Unbundling, Collocation and Resale Agreement with modification between*

Spirited Technologies, Inc. d/b/a Spirited Broadband and Embarq Florida, Inc. by U.S. Metropolitan Telecom, LLC

<<Adoption of Spirited and Embarq by U.S. Metropolitan Telecom.pdf>>

Jessica L. McPike
Legal Specialist
Law & External Affairs-State External Affairs
EMBARQ Corporation
Voice: 850-599-1563 | Fax: 850-878-0777 | Email: jessica.mcpike@embarq.com
Voice | Data | Internet | Wireless | Entertainment

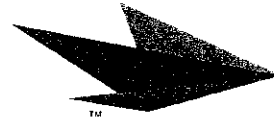
DOCUMENT NUMBER-DATE

00779 JAN 25 8

FPSC-COMMISSION CLERK

1/25/2007

ORIGINAL



Voice | Data | Internet | Wireless | Entertainment

EMBARQTM

Embarq Corporation
Mailstop: FTLH00201
1313 Blair Stone Road
Tallahassee, FL 32301
EMBARQ.com

January 25, 2007

Ms. Blanca S. Bayó, Director
Division of the Commission Clerk
& Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Notice of Adoption of Interconnection, Unbundling, Collocation and Resale Agreement with modifications between Spirited Technologies, Inc. d/b/a Spirited Broadband and Embarq Florida, Inc. by U.S. Metropolitan Telecom, LLC

Dear Ms. Bayó:

Embarq Florida, Inc. hereby provides notice to the Florida Public Service Commission of the adoption by U.S. Metropolitan Telecom, LLC of the Interconnection, Unbundling, Collocation and Resale Agreement with modifications for the State of Florida entered into by Spirited Technologies, Inc. d/b/a Spirited Broadband and Embarq Florida, Inc., formerly known as Sprint-Florida, Incorporated, which was filed with the Commission in Docket No. 060242. U.S. Metropolitan Telecom, LLC is adopting the agreement with modifications as provided by Section 252(i) of the Telecommunications Act of 1996.

If you have any questions on this matter, please contact me at 850-599-1276.

Sincerely,


Nancy Schnitzer

cc: Steve Ward
U.S. Metropolitan Telecom LLC
24017 Production Circle
Bonita Springs, FL 34135

Enclosures

Nancy R. Schnitzer
REGULATORY AFFAIRS

LAW & EXTERNAL AFFAIRS

Voice: (850) 599-1276

Fax: (850) 878-0777

nancy.schnitzer@embark.com

DOCUMENT NUMBER-DATE

00779 JAN 25 6

FPSC-COMMISSION CLERK



INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT

This Interconnection, Collocation and Resale Agreement ("Agreement"), dated January 08, 2007, is entered into by between U. S. Metropolitan Telecom, LLC, a Florida corporation ("CLEC"), and Embarq Florida, Inc., a Florida corporation ("Embarq") to establish the rates, terms and conditions for local interconnection, local resale and the purchase of unbundled network elements for the state of Florida. (Embarq and CLEC may be referred to individually as a "Party" and collectively as the "Parties").

NOW THEREFORE, the Parties agree as follows:

1. INTERCONNECTION AND RESALE AGREEMENT

The Parties agree that the Agreement between the Parties shall consist of the Interconnection, Collocation and Resale Agreement between Spirited Technologies, Inc. d/b/a Spirited Broadband and Sprint-Florida, Inc., dated March 1, 2006 (the "Adopted Agreement"), including the updated Exhibit A, attached here and incorporated.

All services provided under this Agreement will be consistent with the decisions of courts having jurisdiction over this Agreement, including but not limited to the decisions of the Court of Appeals and the United States Supreme Court.

2. PARTIES:

CLEC is hereby substituted in the Adopted Agreement for Spirited Technologies, Inc., and Embarq shall remain as the other Party to the Adopted Agreement. Except as modified herein, the Agreement shall in all other respects reflect the same terms as the Adopted Agreement.

3. TERM:

This termination date of the Agreement is February 29, 2008 which corresponds with the expiration date of the Adopted Agreement.

4. NOTICES:

Except as otherwise provided, all notices and other communication hereunder shall be deemed to have been duly given when made in writing and delivered in person or deposited in the United States mail, certified mail, postage paid, return receipt requested and addressed as follows:

If to CLEC: Steve Ward
c/o U.S. Metropolitan Telecom
LLC
24017 Production Circle
Bonita Springs, FL 34135

If to Embarq: Director
Local Carrier Markets
Embarq
9300 Metcalf
Overland Park, KS 66212
Mailstop: KSOPKB0401-413

With a
copy to:

With a
copy to:

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed by their duly respective authorized representatives.

CLEC

By:

Name :

Title:

Date:



FRANK MAMBUCA

PRESIDENT/CEO

1/8/07

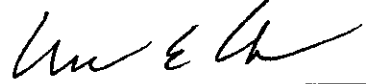
Embarq

By:

Name:

Title:

Date:



William E. Cheek

President Wholesale Markets

1/15/07

Exhibit A – TRRO Wire Center Thresholds as of June 1, 2006

LOOPS

Wire Centers exceeding the UNE Loop DS1 Threshold (60,000 Business Access Lines and 4 fiber based collocators)

<u>State</u>	<u>Wire Center</u>	<u>CLLI</u>	<u>Effective</u>
NV	West 6	LSVGNVXK	April 22, 2005
NV	South 5	LSVGNVXG	June 1, 2006

Wire Centers exceeding the UNE Loop DS3 Threshold (38,000 Business Access Lines and 4 fiber-based collocators)

<u>State</u>	<u>Wire Center</u>	<u>CLLI</u>	<u>Effective</u>
NV	Main	LSVGNVXB	April 22, 2005
NV	West West	LSVGNVXW	April 22, 2005
NV	South 6	LSVGNGXL	June 1, 2006

TRANSPORT

Tier 1 Wire Centers for UNE Dedicated Transport

<u>State</u>	<u>Wire Center</u>	<u>CLLI</u>	<u>Effective</u>
FL	Altamonte Springs	ALSPFLXA	April 22, 2005
FL	Fort Myers	FTMYFLXA	April 22, 2005
FL	Maitland	MTLDFLXA	April 22, 2005
FL	Tallahassee	TLHSFLXA	April 22, 2005
FL	Winter Park	WNPFLXA	April 22, 2005
NV	East 1	LSVGNVXR	June 1, 2006
NV	Main	LSVGNVXB	April 22, 2005
NV	South 5	LSVGNVXG	April 22, 2005
NV	West 6	LSVGNVXK	April 22, 2005
NV	South 6	LSVGNVXL	April 22, 2005
NV	South South	LSVGNVXV	April 22, 2005
NV	West West	LSVGNVXW	April 22, 2005
TN	Bristol	BRSTTNXA	April 22, 2005
TN	Johnson City	JHCYTNXC	April 22, 2005
TN	Kingsport	KGPTTNXA	April 22, 2005

Tier 2 Wire Centers for UNE Dedicated Transport

<u>State</u>	<u>Wire Center</u>	<u>CLLI</u>	<u>Effective</u>
FL	Goldenrod	GLRDFLXA	April 22, 2005
FL	Lake Brantley	LKBRFLXA	April 22, 2005
FL	Naples	NPLSFLXD	June 1, 2006
FL	Ocala	OCALFLXA	June 1, 2006
FL	Tallahassee	TLHSFLXD	April 22, 2005
MO	Jefferson City	JFCYMOXA	April 22, 2005
NC	Fayetteville	FYVLNCXA	April 22, 2005
NC	Rocky Mount	RCMTNCXA	April 22, 2005
VA	Charlottesville	CHVLVAXA	June 1, 2006

All other EMBARQ Wire Centers are currently considered Tier 3 Wire Centers for UNE Dedicated Transport