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Ruth Nettles

From:Follensbee, Greg [gf1389@att.com]Sent:Friday, October 31, 2008 9:37 AMTo:Filings@psc.state.fl.usSubject:Amendment to Covad ICA

Attachments:

9100C_Sc.pdf



9100C_Sc.pdf (540 KB)

Please call if you have any questions.

Greg Follensbee Executive Director AT&T Services, Inc. 850-577-5555 (V) 850-443-8665 (C)

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----Original Message----From: YANT, ROBYN [mailto:robyn.holland@att.com] Sent: Thursday, October 30, 2008 3:21 PM To: FOLLENSBEE. GREG Subject: 9100C Scan

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Sent by:YANT, ROBYN <robyn.holland@att.com>Number of pages:13Document type:B/W DocumentAttachment File Format:Adobe PDF

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Greg Foilensbee Executive Director Regulatory Relations AT&T Florida 150 South Monroe St. Suite 400 Taliahassee, FL 32301 October 31, 2008

Mrs. Ann Cole Director, Division of Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399

Re: Approval of Amendment to the Interconnection, Unbundling, Resale and Collocation Agreement between BellSouth Telecommunications, Inc d/b/a AT&T Florida d/b/a AT&T Southeast and DIECA Communications, Inc. d/b/a Covad Communications Company.

Dear Mrs. Cole:

Please find enclosed for filing and approval, the original and two copies of BellSouth Telecommunications, Inc d/b/a AT&T Florida d/b/a AT&T Southeast Amendment to Interconnection, Unbundling, Resale and Collocation Agreement with DIECA Communications, Inc. d/b/a Covad Communications Company.

The underlying agreement was filed on September 6, 2007 in Docket No. 070582-TP.

If you have any questions, please do not hesitate to call.

Very truly yours,

Ung tolland

Greg Follensbee Executive Director

DOCUMENT NUMBER-DATE

Amendment to the Agreement Between DIECA Communications, Inc. dba Covad Communications Company and BellSouth Telecommunications, Inc. d/b/a AT&T Alabama, AT&T Florida, AT&T Georgia, AT&T Alabama, AT&T Florida, AT&T Georgia, AT&T Kentucky, AT&T Louisiana, AT&T Mississippi, AT&T North Carolina, AT&T South Carolina and AT&T Tennessee Dated: August 24, 2007

Pursuant to this Amendment, ("the Amendment"), DIECA Communications, Inc. dba Covad Communications Company ("Covad") and BellSouth Telecommunications, Inc. d/b/a AT&T Alabama, AT&T Florida, AT&T Georgia, AT&T Kentucky, AT&T Louisiana, AT&T Mississippi, AT&T North Carolina, AT&T South Carolina and AT&T Tennessee ("AT&T"), hereinafter referred to collectively as the "Parties", hereby agree to amend that certain Interconnection Agreement between the Parties dated August 24, 2007 ("Agreement") to be effective thirty (30) calendar days after the date of the last signature executing the Amendment ("Effective Date").

WHEREAS, AT&T and Covad entered into the Agreement on August 24,2007, and;

NOW, THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

- <u>AT&T-9STATE</u> shall be defined as the States of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina and Tennessee.
- 2. All of the other provisions of the Agreement, dated August 24, 2007 shall remain in full force and effect.
- Either or both of the Parties are authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Acts of 1996.
- The Parties agree that Attachment 4 of the Agreement should be amended by the adding the following terms and conditions as the last section of the Attachment.
 - 16.0 <u>Physical Collocation Synchronization:</u>
 - 16.1 Bits Timing (per circuit) (Optional) <u>AT&T-9STATE</u> will provide a single signal to Covad from an <u>AT&T-9STATE</u> timing source to provide synchronization between Covad's single Network Element and <u>AT&T-9STATE</u>'s equipment.

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- 16.2 Timing Interconnection Arrangement (Optional) <u>AT&T-9STATE</u> will provide Timing leads (1 pair of wires) to Covad's dedicated Physical Collocation space.
- 17.0 Virtual Collocation Synchronization:
- 17.1 Timing Source Arrangement (Optional) <u>AT&T-9STATE</u> provided signal from <u>AT&T-9STATE</u>'s timing source to provide synchronization between Collocator's single network element and <u>AT&T-9STATE</u>'s equipment expressed as a recurring and non-recurring rate.
- 5. The prices for Synchronization set forth in Exhibit 1 to this amendment shall be added to Attachment 4-Collocation Rates.
- <u>Captions</u>. The Parties acknowledge that the captions in this Amendment have been inserted solely for convenience of reference and in no way define or limit the scope or substance of any term or provision of this Amendment.
- 7. In entering into this Amendment, neither Party waives, and each Party expressly reserves, any rights, remedies or arguments it may have at law or under the intervening law or regulatory change provisions in the underlying Agreement (including intervening law rights asserted by either Party via written notice predating this Amendment) with respect to any orders, decisions, legislation or proceedings and any remands thereof, which the Parties have not yet fully incorporated into this Agreement or which may be the subject of further review.
- 8. This Amendment shall be filed with and is subject to approval by the respective state regulatory authorities and shall become effective thirty (30) days after the date of the last signature executing the Amendment.

AMENDMENT - COLLOCATION SYNCHRONIZATION/<u>AT&T-9STATE</u> SIGNATURE PAGE Covad VERSION - 05/28/08

DIECA Communications, Inc. dba Covad Communications Company

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By: Curler 141 Name:)0, General Counsel JVP and Tide: Date:

BellSouth Telecommunications, Inc. d/b/a AT&T Alabama, AT&T Florida, AT&T Georgia, AT&T Kentucky, AT&T Louisiana, AT&T Mississippi, AT&T North Carolina, AT&T South Carolina and AT&T Tennessee

Coten By: Eddie A ŀr Name:

Title: Director - Interconnection Agreements

Date: 10.23.08

[CCCS Amendment 3 of 12] [CCCS Amendment 3 of 12]

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