



Public Service Commission

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

DATE: February 2, 2012

TO: Ann Cole, Commission Clerk, Office of Commission Clerk

FROM: Pauline Robinson, Attorney, Office of the General Counsel *PER*

RE: Docket No. 110306-TP - Request for emergency relief and complaint of FLATEL, Inc. against BellSouth Telecommunications, Inc. d/b/a AT&T Florida to resolve interconnection agreement dispute – **REVISED RECOMMENDATION.**

RECEIVED-FPSC
 12 FEB - 2 AM 11:00
 COMMISSION CLERK

The recommendation for Docket No. 110306-TP was scheduled for the January 24, 2012 agenda conference, but was deferred. The recommendation for Docket No. 110306-TP will be refiled on February 2, 2012, for the February 14, 2012 agenda conference.

The recommendation has been revised, and the revisions are indicated by underlines on the following pages:

Page 1 - addition of a footnote #1.

FLATEL began transferring its end-user customers from its ICA with AT&T Florida to its commercial agreement with AT&T Florida prior to the disconnection of its resale services.

Page 2 – addition of a sentence.

Staff filed a recommendation for the January 24, 2012 agenda conference, which was deferred.

Page 5 – addition of information relating to new filings in the docket.

On January 11, 2012, FLATEL filed a response to AT&T Florida’s December 29, 2011 filing. On January 18, 2012, AT&T Florida filed its response to FLATEL’s January 11, 2012 filing. Since the Commission considers these pleadings inappropriate pleadings, staff comports to the Commission’s practice and did not consider these pleadings in formulating a recommendation. However, these pleadings are also irrelevant as the Commission lacks jurisdiction to grant the requested injunction.

Please give me a call at 850-413-6183 if you have any questions.

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