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BellSouth Telecommunications, Inc. 850 224-7798  
Suite 400 Fax 850 224-5073  
150 South Monroe Street  
Tallahassee, Florida 32301-1556

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Marshall M. Criser III  
Regulatory Vice President

RECORDS AND  
REPORTING

February 11, 2000

Mrs. Blanca S. Bayo  
Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399

~~000198-TP~~  
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Re: Approval of an Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. ("BellSouth") and Northpoint Communications, Inc. pursuant to Sections 251, 252 and 271 of the Telecommunications Act of 1996

Dear Mrs. Bayo:

Pursuant to section 252(e) of the Telecommunications Act of 1996, BellSouth and Northpoint Communications, Inc. are submitting to the Florida Public Service Commission an amendment to their negotiated agreement for the interconnection of their networks, the unbundling of specific network elements offered by BellSouth and the resale of BellSouth's telecommunications services to Northpoint Communications, Inc. The Commission approved the initial agreement between the companies in Order No. 98-1329-FOF-TP issued October 12, 1998 in Docket 980626-TP: 980865-TP

Pursuant to section 252(e) of the Act, the Commission is charged with approving or rejecting the negotiated agreement between BellSouth and Northpoint Communications, Inc. within 90 days of its submission. The Act provides that the Commission may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity. Both parties aver that neither of these reasons exist as to the agreement they have negotiated and therefore, are very hopeful that the Commission shall approve their agreement.

Very truly yours,

*Marshall M. Criser III*  
Regulatory Vice President

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## ATTACHMENT TO TRANSMITTAL LETTER

The Agreement entered into by and between NorthPoint Communications, Inc. and BellSouth Telecommunications, Inc., dated 12/23/1999, for the state(s) of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina and Tennessee consists of the following:

ITEM	NO. PAGES
Amendment	2
TOTAL	2

**AMENDMENT  
TO THE  
AGREEMENT BETWEEN  
NORTHPOINT COMMUNICATIONS, INC.  
AND  
BELLSOUTH TELECOMMUNICATIONS, INC.  
DATED JUNE 9, 1998**

Pursuant to this Agreement, (the "Amendment"), NorthPoint Communications, Inc. ("NorthPoint"), and BellSouth Telecommunications, Inc. ("BellSouth"), hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Agreement between the Parties dated June 9, 1998 (Agreement").

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:

1. Attachment 4 (As Amended on October 28, 1999) - The following language is hereby deleted in its entirety:

**The rates, terms and conditions contained within this Attachment were negotiated as a whole and each rate, term and condition within the Attachment is interdependent upon the other rates, terms and conditions.**

Section 1.1 is amended to include the following:

All the negotiated rates, terms and conditions set forth in this Attachment pertain to collocation and the provisioning of collocation space.

2. Attachment 11 – Rates for the states of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee (As amended on October 28, 1999) – The following language is hereby deleted in its entirety:

**The rates, terms and conditions contained within this Attachment were negotiated as a whole and each rate, term and condition within the Attachment is interdependent upon the other rates, terms and conditions within this Agreement.**

3. All of the other provisions of the Agreement, dated June 9, 1998, shall remain in full force and effect.
4. Either or both of the Parties is authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their respective duly authorized representatives on the date indicated below.

**NorthPoint Communications, Inc.**



Authorized Signature

Steven Gorosh

Print or Type Name

Vice President & General

Title Counsel

December 6, 1999

Date

**BellSouth Telecommunications, Inc.**



Authorized Signature

Jerry Hendrix

Print or Type Name

Senior Director

Title

12/23/99

Date