

State of Florida



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

DATE: July 8, 2009

TO: Docket File

FROM: Jeff Bates (Division of Regulatory Compliance) *[Signature]*
Victor McKay (Office of the General Counsel) *[Signature]*

RE: Docket No. 090171-TP – Petition by Smart City Telecommunications LLC for approval of Section 252(i) adoption of the terms of the mutual exchange of traffic agreement with Bright House Networks Information Services (Florida) by Comcast Phone of Florida, LLC d/b/a Comcast Digital Phone.

By letter received April 7, 2009, Smart City Telecommunications LLC filed a petition for approval of Section 252(i) adoption of the terms of the mutual exchange of traffic agreement, entered with Bright House Networks Information Services (Florida) which was deemed approved in Docket No. 070396-TP. Comcast Phone of Florida, LLC d/b/a Comcast Digital Phone is adopting the mutual exchange of traffic agreement approved by the Commission in its entirety pursuant to Section 252(i) of the Telecommunications Act of 1996.

Under the requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. Section 252(i) requires that a local exchange carrier shall make available any interconnection, service, or network element provided under an agreement approved by the state commission to any other requesting telecommunications carrier upon the same terms and conditions as those provided in the agreement in its entirety. Any exception to said obligation is governed by 47 U.S.C. § 51.809(b) and was not raised in this docket.

Staff reviewed the agreement in this Docket on May 26, 2009. The filing met the criteria outlined in Section 2.07.C.5.d of the Administrative Procedures Manual in that it complies with Section 252(i) of the Act. Accordingly, with this Memorandum, the docket is hereby closed.

*OK to close
7-9-09
[Signature]*

CC: Office of the Commission Clerk (H. Wang)

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