

State of Florida
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Public Service Commission

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DATE: March 29, 2002

TO: Docket File

FROM: Sally Simmons (Division of Competitive Markets and Enforcement) *SAS* *RLT*
Kimberley Peña (Office of the General Counsel) *KMP* *E.F.*

RE: Docket No. 011631-TP - Request by ALLTEL Florida, Inc. for approval of resale agreement with FLATEL, Inc. d/b/a Florida Telephone Company d/b/a Oscatel d/b/a Telephone USA.

By letter dated December 5, 2001, ALLTEL Florida, Inc. filed a request for approval of resale agreement with FLATEL, Inc. d/b/a Florida Telephone Company d/b/a Oscatel d/b/a Telephone USA. Under the requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. Section 252(e)(4) requires the state to reject or approve the agreement within 90 days after submission or it shall be deemed approved. The statutory deadline for the Commission to take action on this matter was March 11, 2002.

Staff reviewed the agreement in this Docket on March 20, 2002. The agreement met the criteria outlined in Section 2.07.C.17 of the Administrative Procedures Manual. Therefore, it has gone into effect by operation of law in accordance with Section 252(e)(4) of the Telecommunications Act of 1996. Accordingly, with this Memorandum, the docket is hereby closed.

CC: Division of the Commission Clerk and Administrative Services (S. Moses)

OK
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