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MEMORANDUM

March 19, 1999

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RECORDS AND REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (McKINNEY *JCM MCB*)
RE: DOCKET NO. 981642-TP - In re: Petition by Intermedia Communications, Inc. for arbitration with BellSouth Telecommunications, Inc. pursuant to the Telecommunications Act of 1996.

99-0534-FDF-TP

Attached is an:

ORDER CLOSING DOCKET

to be issued in the above-referenced docket. (Number of pages in order - 3)

JCM/slh
Attachment
cc: Division of Communications
I:981642cl.jcm

See 1

5/1

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Intermedia
Communications, Inc. for
arbitration with BellSouth
Telecommunications, Inc.
pursuant to the
Telecommunications Act of 1996.

DOCKET NO. 981642-TP
ORDER NO. PSC-99-0534-FOF-TP
ISSUED: March 22, 1999

The following Commissioners participated in the disposition of
this matter:

JOE GARCIA, Chairman
J. TERRY DEASON
SUSAN F. CLARK
JULIA L. JOHNSON
E. LEON JACOBS, JR.

ORDER CLOSING DOCKET

BY THE COMMISSION:

On November 19, 1998, Intermedia Communications Inc. (Intermedia) filed a Petition for Arbitration under 47 U.S.C. §252(d), seeking arbitration of certain unresolved issues in its replacement interconnection agreement negotiations with BellSouth Telecommunications, Inc. (BellSouth). BellSouth responded on December 14, 1998. This matter was set for an arbitration hearing on March 18, 22, 23, and 24, 1999.

On February 16, 1999, Intermedia and BellSouth entered into an agreement settling the arbitration proceeding in Florida. The agreement provides for the extension of the interconnection agreement between Intermedia and BellSouth to December 31, 1999, in exchange for Intermedia's withdrawal of its arbitration petitions in the states of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, South Carolina, and Tennessee. BellSouth agrees that there is no longer a need for arbitration at this time.

On February 22, 1999, Intermedia filed a Notice of Withdrawal of Petition for Arbitration without prejudice. On March 16, 1999, we approved a staff recommendation to close the docket due to Intermedia's withdrawal of its petition. In light of Intermedia's

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notice of withdrawal of its petition, there is nothing further for us to address in this docket. Hence, this docket is closed.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that this docket is closed. It is further

By ORDER of the Florida Public Service Commission this 22nd day of March, 1999.



BLANCA S. BAYO, Director
Division of Records and Reporting

(S E A L)

JCM

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

FLORIDA PUBLIC SERVICE COMMISSION - RECORDS AND REPORTING



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