

ORIGINAL

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. [REDACTED]

In re: Petition by e.s.pire Communications, Inc. and American Communication Services of Tampa, Inc., American Communications Services of Jacksonville, Inc. for Arbitration of An Interconnection Agreement with BellSouth Telecommunications, Inc. Pursuant to Section 252(b) of the Telecommunications Act of 1996.

DOCKET NO.: 981745-TP

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NOTICE OF WITHDRAWAL OF PETITION FOR ARBITRATION OF INTERMEDIA COMMUNICATIONS INC.

COMES NOW Intermedia Communications Inc. ("Intermedia"), and withdraws its Petition for Arbitration stating as grounds the following:

1. On November 19, 1998, Intermedia filed a Petition for Arbitration under 47 U.S.C. § 252(d), seeking arbitration of certain unresolved issues in its replacement

ACK _____
AFA _____ interconnection agreement negotiations with BellSouth Telecommunications, Inc.
APP _____ ("BellSouth").
CAF _____

CMU 2 On February 16, 1999, Intermedia and BellSouth ("the Parties") entered
CTR _____
EAG _____ into an Agreement settling arbitration proceedings in the states of Alabama, Florida,
LEG 3 Georgia, Kentucky, Louisiana, Mississippi, South Carolina, and Tennessee.

LIN 5
OPC _____
RCH _____
SEC 1
WAS _____
OTH _____

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

3. The Agreement is embodied in an Amendment to the Parties' Interconnection Agreement dated July 1, 1996, as twice amended on February 24, 1997, and as amended on June 3, 1998¹.

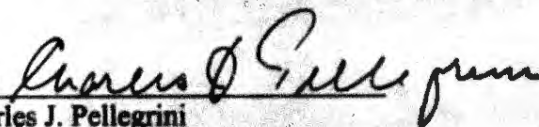
4. The Agreement provides, *inter alia*, for the extension of the Parties' Interconnection Agreement described above from July 1, 1996, to December 31, 1999, in exchange for Intermedia's withdrawal of its arbitration petitions in the states of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, South Carolina, and Tennessee.

5. With this Agreement, the Parties state that there no longer is a need for arbitration at this time.

WHEREFORE Intermedia Communications Inc. hereby notifies the Commission of its withdrawal without prejudice of its Petition for Arbitration now before the Commission in this proceeding.

Respectfully submitted this 19th day of February, 1999.

INTERMEDIA COMMUNICATIONS INC.

BY: 
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¹ BellSouth has advised Intermedia that a letter seeking approval of the Amendment has been filed with the Commission as of February 18, 1999.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail or hand delivery (*) this 19th day of February, 1999, to the following:

Ms. Nancy White*
c/o Ms. Nancy H. Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street
Suite 400
Tallahassee, FL 32301-1556

June McKinney/Will Cox
Division of Legal Services
Florida Public Service
Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

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