

State of Florida



Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

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FEB 21 AM 10:40  
RECORDS AND  
REPORTING

**DATE:** FEBRUARY 22, 2001

**TO:** DIRECTOR, DIVISION OF RECORDS AND REPORTING (BAYÓ)

**FROM:** DIVISION OF LEGAL SERVICES (VACCARO) *Ward*  
DIVISION OF COMPETITIVE SERVICES (T. WATTS) *TLW* ~~W~~

**RE:** DOCKET NO. 000636-TP - REQUEST FOR ARBITRATION CONCERNING COMPLAINT OF SPRINT COMMUNICATIONS COMPANY LIMITED PARTNERSHIP AGAINST BELL SOUTH TELECOMMUNICATIONS, INC. REGARDING FAILURE TO COMPLY WITH INTERCONNECTION AGREEMENT.

**AGENDA:** MARCH 6, 2001 - REGULAR AGENDA - INTERESTED PERSONS MAY PARTICIPATE

**CRITICAL DATES:** NONE

**SPECIAL INSTRUCTIONS:** NONE

**FILE NAME AND LOCATION:** S:\PSC\LEG\WP\000636.RCM

CASE BACKGROUND

On May 24, 2000, Sprint Communications Company Limited Partnership (Sprint) filed a complaint against BellSouth Telecommunications, Inc. (BellSouth) for alleged failure to comply with the provisions of the BellSouth/Sprint interconnection agreement. The Commission held a formal hearing on November 9, 2000. During the hearing, the Commission approved the parties' agreement to insert all testimony and exhibits into the record and to waive cross examination. On November 30, 2000, the parties filed post-hearing briefs. On February 2, 2001, however, Sprint filed a Notice of Voluntary Dismissal, indicating that it withdraws and voluntarily dismisses, with prejudice, its complaint against BellSouth. This recommendation addresses Sprint's notice. The Commission is vested with jurisdiction over this matter pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

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**DISCUSSION OF ISSUES**

**ISSUE 1:** Should the Commission acknowledge Sprint Communications Company Limited Partnership's Notice of Voluntary Dismissal of its complaint against BellSouth Telecommunications, Inc.?

**RECOMMENDATION:** Yes. The Commission should acknowledge Sprint Communications Company Limited Partnership's Notice of Voluntary Dismissal of its complaint against BellSouth Telecommunications, Inc. (VACCARO)

**STAFF ANALYSIS:** Sprint filed a complaint against BellSouth which it has withdrawn and voluntarily dismissed with prejudice. Therefore, staff recommends that the Commission acknowledge Sprint's Notice of Voluntary Dismissal.

**ISSUE 2:** Should this docket be closed?

**RECOMMENDATION:** Yes, if Issue 1 is approved, the docket should be closed. (VACCARO)

**STAFF ANALYSIS:** If Issue 1 is approved, the docket should be closed.