

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPROVAL OF THE RESALE)	
AGREEMENT NEGOTIATED BY)	
BELLSOUTH TELECOMMUNICATIONS,)	
INC. AND TIN CAN COMMUNICATIONS,)	CASE NO. 98-108
LLC D/B/A THE CUBE, PURSUANT TO)	
SECTIONS 251 AND 252 OF THE)	
TELECOMMUNICATIONS ACT OF 1996)	
)	

O R D E R

On March 19, 1998, the Commission approved a resale agreement between BellSouth Telecommunications, Inc. ("BellSouth") and Tin Can Communications, LLC d/b/a The Cube ("Tin Can"). On March 1, 2000, BellSouth and Tin Can submitted to the Commission their renegotiated resale agreement. The agreement was negotiated pursuant to the Telecommunications Act of 1996 ("1996 Act"), 47 U.S.C. Sections 251 and 252. Section 252(e) of the 1996 Act requires the parties to an interconnection agreement adopted by negotiation to submit the agreement for approval to the Commission.

The Commission has reviewed the agreement and finds that no portion of the agreement discriminates against a telecommunications carrier not a party to the agreement. The Commission also finds that the implementation of this renegotiated agreement is consistent with the public interest, convenience, and necessity.

The Commission, having been otherwise sufficiently advised, HEREBY ORDERS that:

1. The renegotiated agreement between BellSouth and Tin Can is approved.
2. Within 10 days of the date of this Order, BellSouth shall file with the Commission a true and complete copy of the agreement approved herein in Microsoft® Word 97 format on 3.5-inch high-density diskette.

Done at Frankfort, Kentucky, this 5th day of April, 2000.

By the Commission

ATTEST:


Executive Director