

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPROVAL OF THE RESALE)	
AGREEMENT NEGOTIATED BY)	
BELLSOUTH TELECOMMUNICATIONS,)	
INC. AND TELECONEX, INC.)	CASE NO. 98-219
PURSUANT TO SECTIONS 251 AND)	
252 OF THE TELECOMMUNICATIONS)	
ACT OF 1996)	

O R D E R

On October 19, 1998, the Commission approved a resale agreement between BellSouth Telecommunications, Inc. ("BellSouth") and TeleConex, Inc. ("TeleConex "). On November 24, 1999, BellSouth filed a petition for arbitration with TeleConex; however, on December 8, 1999, BellSouth withdrew its petition for arbitration. On December 22, 1999, BellSouth and TeleConex 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The Commission, having been otherwise sufficiently advised, HEREBY ORDERS that the petition for arbitration is withdrawn and that the renegotiated agreement between BellSouth and TeleConex is approved.

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

By the Commission

ATTEST:

Executive Director