

BellSouth Telecommunications, Inc.

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 **TN REGULATORY AUTHORITY**
DOCKET ROOM

April 9, 2003
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VIA HAND DELIVERY

Hon. Sara Kyle
Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

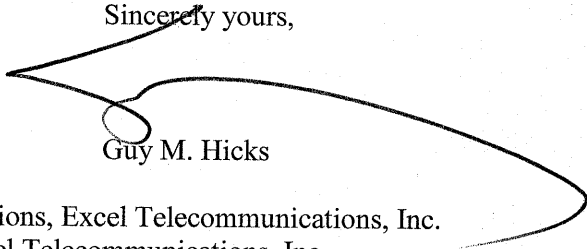
Re: *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. and Excel Telecommunications, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.*
Docket No. 02-00273

Dear Chairman Kyle:

Pursuant to Section 252(e) of the Telecommunications Act of 1996, Excel Telecommunications, Inc. and BellSouth Telecommunications, Inc. are hereby submitting to the Tennessee Regulatory Authority the original and fourteen copies of the attached Petition for Approval of the Amendment to the Interconnection Agreement dated February 6, 2002. The Amendment modifies Attachment 7 to add ADUF rates for Tennessee.

Thank you for your attention to this matter.

Sincerely yours,


Guy M. Hicks

cc: John Powell, Director of Operations, Excel Telecommunications, Inc.
Jeffrey J. Walker, Counsel, Excel Telecommunications, Inc.

BEFORE THE TENNESSEE REGULATORY AUTHORITY
Nashville, Tennessee

In re: *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. and Excel Telecommunications, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*

Docket No. _____

PETITION FOR APPROVAL OF THE
AMENDMENT TO THE INTERCONNECTION AGREEMENT
NEGOTIATED BETWEEN BELL SOUTH TELECOMMUNICATIONS, INC.
AND EXCEL TELECOMMUNICATIONS, INC.
PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996

COME NOW, Excel Telecommunications, Inc. ("Excel") and BellSouth Telecommunications, Inc., ("BellSouth"), and file this request for approval of the Amendment to the Interconnection Agreement dated February 6, 2002 (the "Amendment") negotiated between the two companies pursuant to Sections 251 and 252 of the Telecommunications Act of 1996, (the "Act"). In support of their request, Excel and BellSouth state the following:

1. Excel and BellSouth have successfully negotiated an agreement for interconnection of their networks, the unbundling of specific network elements offered by BellSouth and the resale of BellSouth's telecommunications services to Excel. The Interconnection Agreement was approved by the Tennessee Regulatory Authority ("TRA") on January 27, 2003.

2. The parties have recently negotiated an Amendment to the Agreement which modifies Attachment 7 to the Agreement to add ADUF rates for Tennessee. A copy of the Amendment is attached hereto and incorporated herein by reference.

3. Pursuant to Section 252(e) of the Telecommunications Act of 1996, Excel and BellSouth are submitting their Amendment to the TRA for its consideration and approval. The Amendment provides that either or both of the parties is authorized to submit this Amendment to the TRA for approval.

4. In accordance with Section 252(e) of the Act, the TRA is charged with approving or rejecting the negotiated Amendment between BellSouth and Excel within 90 days of its submission. The Act provides that the TRA may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity.

5. Excel and BellSouth aver that the Amendment is consistent with the standards for approval.

6. Pursuant to Section 252(i) of the Act, BellSouth shall make the Agreement available upon the same terms and conditions contained therein.

Excel and BellSouth respectfully request that the TRA approve the Amendment negotiated between the parties.

This 10th day of April, 2003.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC.

By: _____

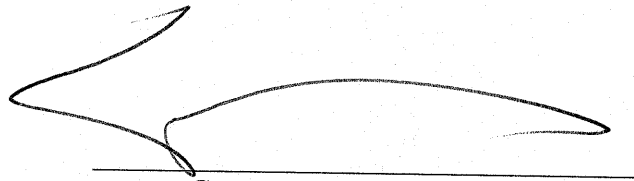
Guy M. Hicks
333 Commerce Street, Suite 2101
Nashville, Tennessee 37201-3300
(615) 214-6301
Attorney for BellSouth

CERTIFICATE OF SERVICE

I, Guy M. Hicks, hereby certify that I have served a copy of the foregoing Petition for Approval of the Amendment to the Interconnection Agreement on the following via United States Mail on the 10th day of April, 2003:

John Powell
Director of Operations
Excel Telecommunications, Inc.
4550 Excel Way
Addison, TX 75001

Jeffrey J. Walker
Counsel
2440 Marsh Lane
Carrollton, TX 75006

A handwritten signature in black ink, appearing to read "Guy M. Hicks", is written over a horizontal line.

Guy M. Hicks

**AMENDMENT
TO THE
INTERCONNECTION AGREEMENT BETWEEN
Excel Telecommunications, Inc and
BELLSOUTH TELECOMMUNICATIONS, INC.**

Pursuant to this Amendment, (the "Amendment"), Excel Telecommunications, Inc. ("Excel") and BellSouth Telecommunications, Inc. ("BellSouth"), hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Interconnection Agreement between the Parties dated February 6, 2002 ("Agreement").

NOW THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

1. Attachment 7 is augmented to added Exhibit F, rates for ADUF in Tennessee:
2. All of the other provisions of the Agreement, dated February 6, 2002 shall remain in full force and effect.
3. Either or both of the Parties is authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their respective duly authorized representatives and shall be deemed effective the date the last Party signs the amendment.

Excel Telecommunications, Inc.

Connie F. Mitchell
Signature

Connie F. Mitchell
Name

Vice President/Director
Title

2/4/03
Date

BellSouth Telecommunications, Inc.

Elizabeth R. A. Shiroishi
Signature

Elizabeth R. A. Shiroishi
Name

Director
Title

2/7/03
Date

ODUF/ADUF/EODUF/CMDS - Tennessee

CATEGORY	RATE ELEMENTS	Interim	Zone	BCS	USOC	RATES (\$)			Svc Order Submitted Elec per LSR	Svc Order Submitted Manually per LSR	Attachment: 7		Exhibit: F	
						Nonrecurring First	Add'l	Add'l			Incremental Charge - Manual Svc Order vs. Electronic-1st	Incremental Charge - Manual Svc Order vs. Electronic-Add'l	Incremental Charge - Manual Svc Order vs. Electronic-Disc 1st	Incremental Charge - Manual Svc Order vs. Electronic-Disc Add'l
ADUF	ACCESS DAILY USAGE FILE (ADUF)					Rec								
	ADUF: Message Processing, per message			N/A		0.004								
	ADUF: Data Transmission (CONNECT:DIRECT), per message			N/A		0.001								
Notes: If no rate is identified in the contract, the rate for the specific service or function will be as set forth in applicable BellSouth tariff or as negotiated by the Parties upon request by either Party.														