



Patrick Doherty
Director – Access Regulatory Affairs
Four AT&T Plaza
Room 1921
Dallas, Texas 75202

FRN: 0007-1713-58

December 16, 2008

Application No. 159

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Washington, D.C. 20554

Attention: Wireline Competition Bureau

Application is hereby made by BellSouth Communications, Inc. (BellSouth) for Special Permission to waive Sections 61.58 and 61.59 of the Commission's Rules in order to withdraw Transmittal 1162 without its becoming effective.

On December 12, 2008, BellSouth proposed to modify its Tariff F.C.C. No. 1. The proposed modification would address the Customer's obligations and the Telephone Company's role when a hazardous electrical environment existed at the Customer's location. The proposal would have obligated the Customer to obtain and install appropriate high-voltage protection equipment whenever services were provided at any Customer location that presented a hazardous electrical environment (i.e., any premises that included electrical facilities or equipment operating at voltages of 300V peak asymmetrical or greater). Transmittal 1162 is scheduled to become effective on December 27, 2008.

With this application, BellSouth requests permission to waive Sections 61.58 and 61.59 of the Commission's Rules in order to withdraw the tariff material filed under Transmittal 1162, without its becoming effective. BellSouth wishes to withdraw Transmittal 1162 in order to review issues identified in the proposed modification. The illustrative tariff pages are attached.

A waiver of Section 61.58 is requested to permit the revision of tariff material to become effective on not less than 1 day's notice. A waiver of Section 61.59 is requested to permit revisions to tariff material that has not yet become effective.

This Application letter and the appropriate illustrative tariff pages are being filed electronically today via the Federal Communications Commission's Electronic Tariff Filing System (ETFS).

Payment in the amount of \$775.00 has been electronically transmitted to the US Bank in St. Louis, Missouri, in accordance with the fee program procedures. The Form 159 is being transmitted electronically via ETFS as a proprietary document. These actions have been committed on the date established as the issued (filed) date as reflected above.

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All correspondence and inquiries concerning this application should be addressed to Debra L. Clemens, Director-Federal Regulatory, (202) 457-3066, 1120 20th Street, N.W., Suite 1000, Washington, D.C. 20036.

Sincerely,

A handwritten signature in black ink that reads "Patrick R. Doherty". The signature is written in a cursive style with a large initial "P" and a stylized "D".

Attachments:

Application Letter

Illustrative Tariff Pages