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December 30, 2002

Ms. Blanca Bayo, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

HAND DELIVERY

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02 DEC 30 PM 2:14
COMMISSION CLERK

Re: Docket No. 020412-TP

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of US LEC of Florida Inc. ("US LEC") are the original and fifteen copies of US LEC's Unopposed Motion for Extension of Time to Serve Discovery Responses.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Sincerely,

Martin P. McDonnell
Martin P. McDonnell

MPM/ri

Enclosures

cc: All Parties of Record

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DOCUMENT NUMBER-DATE

14091 DEC 30 02

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

Petition of US LEC OF FLORIDA INC. )  
For Arbitration with Verizon-Florida, Inc. )  
Pursuant to 47 U.S.C. § 252(b) of the ) Docket No. 020412-TP  
Communications Act of 1934, as amended )  
By the Telecommunications Act of 1996 ) Filed: December 30, 2002  
\_\_\_\_\_)

**US LEC OF FLORIDA INC.'S UNOPPOSED MOTION  
FOR EXTENSION OF TIME TO SERVE DISCOVERY RESPONSES**

Pursuant to Order No. PSC-02-1485-PCO-TP issued October 30, 2002, as amended in Order No. PSC-02-1796-PCO-TP issued December 19, 2002, and Rule 28-106.206, Florida Administrative Code, US LEC of Florida Inc. ("US LEC") hereby requests an extension of time to serve outstanding discovery responses in the instant docket. In support of this Motion, US LEC states as follows:

1. Pursuant to Order No. PSC-02-1485-PCO-TP, as amended in Order PSC-02-1796-PCO-TP, the parties' responses to current outstanding discovery requests are to be served on or before December 30, 2002.
2. The response date for outstanding discovery requests was previously extended to allow the parties to continue to negotiate to resolve the outstanding issues in the instant arbitration.
3. In Docket No. 000075-TP (the "generic docket"), the Commission has entertained motions for reconsideration to resolve issues in the generic docket that are the subject of the parties' ongoing negotiations. The Commission ruled on the motions for reconsideration on December 17, 2002, and due to the intervening holidays, and scheduling conflicts, counsel have not been able to fully complete the discovery responses.

DOCUMENT NUMBER - DATE

14091 DEC 30 02

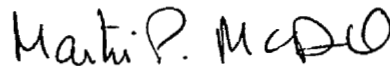
FPSC-COMMISSION CLERK

4. Additionally, the parties are still engaged in settlement negotiations and it is in the best interest of the parties to pursue potential settlement of the outstanding issues in the instant arbitration. Counsel for US LEC has contacted counsel for Verizon and Verizon does not oppose the granting of this motion.

WHEREFORE, US LEC respectfully requests an extension of time from December 30, 2002 until January 6, 2003, to respond to outstanding discovery requests.

RESPECTFULLY SUBMITTED this 30th day of December, 2002.

Respectfully submitted,



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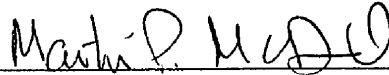
**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing was served on the following individuals by U.S. Mail this 30<sup>th</sup> day of December, 2002.

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