

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
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DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
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(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

February 25, 2005

(CERTIFIED MAIL NO. 7002-0860-0001-1760-9104)

Scott A. Kassman, Esquire
Florida Digital Network
390 North Orange Avenue, Suite 2000
Orlando, Florida 32801

FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 13798-04
DISTRIBUTION: _____

Re: Return of Confidential Document to the Source, Docket No. 020119-TP

Dear Mr. Kassman:

Commission staff have advised that Confidential Document No. 13383-03, filed on behalf of Florida Digital Network, Inc. d/b/a FDN Communications can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

KF:mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Office of the General Counsel

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SCOTT A KASSMAN ESQUIRE
FLORIDA DIGITAL NETWORK
2301 LUCIEN WAY #200
MAITLAND FL 32751-7045

2. Article Number

(Transfer from service label)

7002 0860 0001 1760 9104

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State of Florida



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

OK
MAB
2/11/03

DATE: February 11, 2003

TO: Mary Andrews Bane, Executive Director

FROM: Michael C. Barrett, CMP Division *McB*

RE: Confidential Documents in Docket Nos. 020119-TP, 020578-TP, and 021252-TP

EPSC, CLK - CORRESPONDENCE
Administrative Parties Consume
DOCUMENT NO. 13798-04
DISTRIBUTION:

The administrative hearing for the above-named dockets is currently scheduled for February 19-20, 2003. For the purposes of placing evidence into the record of this consolidated proceeding, staff is requesting permission to duplicate certain confidential documents as follows:

	FPSC Document No.	Description of Document	Requested Quantity ¹
1	[04536-02]	Responses to Staff's 3 rd Set of Interrogatories, Item 14.	1
2	[11220-02]	Response to Staff's 5 th Set of Interrogatories, Item 30.	1
3	[11447-02]	Response to Staff's 6 th Set of Interrogatories, Items 41 and 42.	1
4	[11870-02]	Supplemental response to Staff's 3 rd Set of Interrogatories, Item 14 (revised).	1
5	[13259-02]	Attachment to Items 49 and 50 of response to Staff's 7 th Set of Interrogatories.	1
6	[03453-02]	Responses to Staff's 1 st Request for Production of Documents, Items 1-3. (voluminous)	1
7	[03453-02]	Responses to Staff's 1 st Request for Production of Documents, Portions of Item 4.	8
8	[05402-02]	Response to Staff's subpoena duces tecum without deposition dated 5/20/02.	1
9	[05772-02]	Response to Staff's subpoena duces tecum without deposition, Supplemental response to staff's 3 rd Request for Production of Documents, Item 7.	1
10	[12446-02]	Exhibits WBS-1 and WBS-2 to direct testimony of W. Bernard Shell.	8

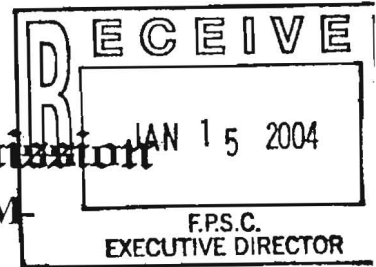
¹A single copy of each confidential document is needed in order to "mark" these items for identification in the hearing. Additional copies are requested for certain ones since they will be used for the purposes of cross examination.

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-



DATE: January 15, 2004
TO: Dr. Mary A. Bane, Executive Director
FROM: Kay Flynn, Bureau of Records and Hearing Services *KF*
RE: Docket No. 021252-TP, 020119-TP, and 020578-TP - Petition for expedited review and cancellation or suspension of BellSouth Telecommunications, Inc.'s Key Customer tariff filed December 16, 2002, by Florida Digital Network, Inc.

*Cite
memo
1/15/04*

Permission is requested to copy confidential documents from the above listed dockets, in order to include them with the record that is being prepared for filing in the Supreme Court of Florida, Case No. SC03-1923. The documents are:

01783-03 - Composite Hearing Exhibit No. 2, BellSouth responses to staff interrogatories (Docket No. 020119-TP)

01784-03 - Composite Hearing Exhibit No. 4, BellSouth responses to staff requests for production of documents (Docket No. 020119-TP)

13621-02 - Composite Hearing Exhibit No. 13, Exhibits JAR-5 and JAR-6 to Ruscilli rebuttal testimony (Docket No. 020119-TP)

01742-03 - Hearing Exhibit No. 14, BellSouth response to FDN Interrogatory 23 (Docket Nos. 020119-TP and 020578-TP)

02297-03 - Hearing Exhibit No. 22, FDN response to BellSouth Interrogatory 33 (Docket No. 020119-TP)

02213-03 - Hearing Exhibit No. 24, Revised Exhibit WBS-1 to Shell direct testimony (Docket Nos. 020119-TP and 021252-TP)

12446-02 - Hearing Exhibit No. 25, Exhibit WBS-2 to Shell direct testimony (Docket Nos. 020119-TP and 020578-TP)

13685-02 - Hearing Exhibit No. 26, Exhibits SGM-1 and SGM-2 to Massey rebuttal testimony (Docket Nos. 020119-TP and 020578-TP)

11738-02 - Hearing Exhibit No. 27, BellSouth responses to FDN Interrogatories 19 and 20 (Docket No. 020119-TP)

03677-03 - Portions of BellSouth's post-hearing brief containing FDN data and information (Docket No. 020119-TP)

Dr. Mary A. Bane
January 15, 2004
Page 2

13383-03 - Portions of BellSouth's post-hearing brief (Docket No. 020119-TP)

These documents will be provided to the Court in sealed envelopes, marked "CONFIDENTIAL," and the parties will be advised by letter that they must ask the Court for continued treatment of the documents as confidential.

cc: Blanca S. Bayó
David E. Smith

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



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ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

February 25, 2005

Ms. Nancy H. Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301-1556

**Re: Return of Confidential Documents to the Source, Docket Nos. 020119-TP,
020578-TP, and 021252-TP**

Dear Ms. Sims:

Commission staff have advised that Confidential Document Nos. 01696-03, 02213-03, and 12818-03, filed on behalf of BellSouth Telecommunications, Inc. can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in black ink, appearing to read "KF", written over a horizontal line.

Kay Flynn, Chief
Bureau of Records

KF/mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Esquire

RECEIVED

A handwritten signature in black ink, appearing to read "Nancy H. Sims", written over a horizontal line.

DATE

3/3/05

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON

STATE OF FLORIDA



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

December 10, 2003

Matthew J. Feil, Esquire
Florida Digital Network, Inc.
390 North Orange Avenue, Suite 2000
Orlando, Florida 32801-1640

**Re: Supreme Court Case No. SC03-1923 - Florida Digital Network, Inc.
vs. Lila A. Jaber, Chairman, et al. (FPSC Docket No. 021252-TP,
020119-TP, and 020578-TP)**

Dear Mr. Feil:

Enclosed is an index to the above-referenced docket on appeal. Please look the index over and let me know if you have any questions concerning the contents of the record.

Please note that the last page of the index contains a list of the **confidential documents** that will be filed with the Supreme Court. **It will be the responsibility of the parties to ask the Court for continued confidential treatment of these documents.** The record will be filed with the Court on or before February 9, 2004.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF:mhl

cc: Michael C. Sloan, Esquire
Harisha J. Bastiampillai, Esquire
Nancy B. White, Esquire
Marlene Stern, Esquire

BellSouth's response to request for expedited review and request for suspension, cancellation, or postponement of BellSouth tariffs and answer to FDN's petition, filed March 5, 2002 (Docket No. 020119-TP)	114
Order PSC-02-0331-PCO-TP to initiate expedited discovery procedure, issued March 13, 2002 (Docket No. 020119-TP)	170
Order PSC-02-0383-PCO-TP granting joint petition to intervene by US LEC, XO Florida, and Time Warner, issued March 21, 2002 (Docket No. 020119-TP)	173
Motion for reconsideration of order initiating expedited discovery procedure, on behalf of BellSouth, filed March 25, 2002 (Docket No. 020119-TP)	176
BellSouth's notice of intent to request specified confidential classification, filed March 26, 2002 (Docket No. 020119-TP)	182
BellSouth's second notice of intent to request specified confidential classification, filed March 27, 2002 (Docket No. 020119-TP)	186
FDN's response to BellSouth's motion for reconsideration, filed April 2, 2002 (Docket No. 020119-TP)	190
BellSouth's request for specified confidential classification, filed April 16, 2002 (Docket No. 020119-TP)	194

VOLUME 2

BellSouth's notice of intent to request specified confidential classification, filed April 24, 2002 (Docket No. 020119-TP)	204
ACCESS Integrated Networks, Inc.'s ("ACCESS") petition to intervene, filed April 25, 2002 (Docket No. 020119-TP)	210
BellSouth's request for specified confidential classification, filed May 15, 2002 (Docket No. 020119-TP)	215
Order PSC-02-0674-PCO-TP granting intervention by ACCESS, issued May 16, 2002 (Docket No. 020119-TP)	223
BellSouth's notice of intent to request specified confidential classification, filed May 21, 2002 (Docket No. 020119-TP)	226
Order PSC-02-0731-FOF-TP authorizing qualified representative status to Patrick W. Turner, for BellSouth, issued May 30, 2002 (Docket No. 020119-TP)	231

BellSouth's notice of intent to request specified confidential classification, filed May 31, 2002 (Docket No. 020119-TP)	233
Memorandum from Commission's Division of Competitive Markets and Enforcement and Office of the General Counsel to Division of the Commission Clerk and Administrative Services, filed June 6, 2002 (Docket No. 020119-TP)	238
BellSouth's request for specified confidential classification, filed June 11, 2002 (Docket No. 020119-TP)	266
Petition to intervene of ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom ("ITC^DeltaCom"), filed June 13, 2002 (Docket No. 020119-TP)	273
BellSouth's request for specified confidential classification, filed June 21, 2002 (Docket No. 020119-TP)	279
Petition of the Florida Competitive Carriers Association ("FCCA") for expedited review and cancellation of BellSouth's Key Customer promotional tariffs, filed June 25, 2002 (Docket No. 020578-TP)	286
Letter dated June 26, 2002 to Commission from Joseph A. McGlothlin, FCCA, with attached Exhibit A to 6/25/02 petition, filed June 26, 2002 (Docket No. 020578-TP)	292
FCCA's petition to intervene, filed June 26, 2002 (Docket No. 020119-TP)	298
PAA Order PSC-02-0875-PAA-TP regarding BellSouth's 2002 Key Customer tariff program and winback promotions, issued June 28, 2002 (Docket No. 020119-TP)	303
Letter dated July 2, 2002 to Commission from Jennifer Shasha Kay, BellSouth, with attached affidavit requesting Nancy B. White be named qualified representative, filed July 10, 2002 (Docket No. 020578-TP)	327
Order PSC-02-0958-FOF-TP authorizing qualified representative status to Nanette Edwards, ITC^DeltaCom, issued July 15, 2002 (Docket No. 020119-TP)	329
BellSouth's motion to dismiss or, in the alternative, response to petition of FCCA for expedited review and cancellation of BellSouth's Key Customer promotional tariffs, filed July 15, 2002 (Docket No. 020578-TP)	331
Order PSC-02-0961-FOF-TP authorizing qualified representative status to Nancy B. White, for BellSouth, issued July 16, 2002 (Docket No. 020578-TP)	379
Letter dated July 16, 2002 to Commission from Sharon R. Liebman, BellSouth, with attached affidavit requesting James Meza, III be named qualified representative, filed July 18, 2002 (Docket No. 020578-TP)	381

Order PSC-02-0986-PCO-TP granting intervention by FCCA, issued July 19, 2002 (Docket No. 020119-TP)	383
Order PSC-02-0987-PCO-TP granting intervention by ITC^DeltaCom, issued July 19, 2002 (Docket No. 020119-TP)	386
FDN's petition for formal proceeding and protest of Order No. PSC-02-0875-PAA-TP, filed July 19, 2002 (Docket No. 020119-TP)	389
FCCA's protest, petition on proposed agency action, and request for hearing, filed July 19, 2002 (Docket No. 020119-TP)	397

VOLUME 3

FCCA's response in opposition to BellSouth's motion to dismiss complaint, filed July 22, 2002 (Docket No. 020578-TP)	405
Letter dated July 24, 2002 to Commission from E. Earl Edenfield, Jr., BellSouth, with attached affidavit requesting Patrick W. Turner be named qualified representative, filed July 24, 2002 (Docket No. 020578-TP)	411
Order PSC-02-1007-FOF-TP authorizing qualified representative status to James Meza, III, for BellSouth, issued July 25, 2002 (Docket No. 020578-TP)	413
Order PSC-02-1008-FOF-TP authorizing qualified representative status to Nancy B. White, for BellSouth, issued July 25, 2002 (Docket No. 020578-TP)	415
Mpower Communications Corp.'s ("Mpower") petition to intervene, filed July 31, 2002 (Docket No. 020578-TP)	417
Mpower's petition to intervene, filed July 31, 2002 (Docket No. 020119-TP)	422
Order PSC-02-1060-FOF-TP authorizing qualified representative status to Patrick W. Turner, for BellSouth, issued August 6, 2002 (Docket No. 020578-TP)	427
Memorandum from Commission's Division of Competitive Markets and Enforcement and Office of the General Counsel to Division of the Commission Clerk and Administrative Services, filed August 8, 2002 (Docket No. 020578-TP)	429
Transcript of agenda conference, Item No. 11, held June 18, 2002 in Tallahassee, filed August 14, 2002 (Docket No. 020119-TP)	457
Memorandum dated August 21, 2002 from Commission's Office of the General Counsel to all parties and interested persons advising of August 29, 2002 issue identification meeting, filed August 22, 2002 (Docket Nos. 020119-TP and 020578-TP)	586

Order PSC-02-1153-PCO-TP granting intervention by Mpower, issued August 23, 2002 (Docket No. 020119-TP)	587
Order PSC-02-1154-PCO-TP granting intervention by Mpower, issued August 23, 2002 (Docket No. 020578-TP)	590
FCCA's and Mpower's proposed issues list, filed August 26, 2002 (Docket Nos. 020119-TP and 020578-TP)	593
Memorandum dated September 4, 2002 from Commission's Office of the General Counsel with attached August 29, 2002 memorandum sent by e-mail to parties, filed September 4, 2002 (Docket Nos. 020119-TP and 020578-TP)	597
BellSouth's brief on proposed Issue 3(f), filed September 6, 2002 (Docket Nos. 020119-TP and 020578-TP)	599

VOLUME 4

Brief of FCCA and Mpower on Issue 3(f), filed September 6, 2002 (Docket Nos. 020119-TP and 020578-TP)	607
Order PSC-02-1237-FOF-TP denying BellSouth's motion to dismiss and consolidating Docket Nos. 020119-TP and 020578-TP, issued September 9, 2002 (Docket No. 020578-TP)	614
BellSouth's notice of intent to request specified confidential classification, filed September 20, 2002 (Docket No. 020578-TP)	623
Order PSC-02-1295-PCO-TP establishing procedure, issued September 23, 2002, (Docket Nos. 020119-TP and 020578-TP)	628
FCCA and Mpower's motion for reconsideration of a portion of Order No. PSC-02-1295-PCO-TP, filed October 3, 2002 (Docket Nos. 020119-TP and 020578-TP) ...	645
BellSouth's notice of intent to request specified confidential classification, filed October 4, 2002 (Docket Nos. 020119-TP and 020578-TP)	652
BellSouth's request for specified confidential classification, filed October 11, 2002 (Docket No. 020578-TP)	657
FCCA's motion for extension of time, filed October 14, 2002 (Docket Nos. 020119-TP and 020578-TP)	669
Order PSC-02-1415-PCO-TP granting motion for extension of time, issued October 15, 2003 (Docket Nos. 020119-TP and 020578-TP)	673

BellSouth's opposition to FCCA's and Mpower's motion for reconsideration, filed October 15, 2002 (Docket Nos. 020119-TP and 020578-TP)	677
BellSouth's notice of intent to request specified confidential classification, filed October 15, 2002 (Docket Nos. 020119-TP and 020578-TP)	685
Letter dated October 17, 2002 to Commission from Joseph A. McGlothlin, FCCA, clarifying delivery of pleading, filed October 17, 2002 (Docket Nos. 020119-TP and 020578-TP)	690
BellSouth's notice of intent to request specified confidential classification, filed October 21, 2002 (Docket Nos. 020119-TP and 020578-TP)	691
Mpower's notice of withdrawal, filed October 22, 2002 (Docket Nos. 020119-TP and 020578-TP)	696
FDN's motion to compel and motion for leave to file additional testimony, filed October 23, 2002 (Docket Nos. 020119-TP and 020578-TP)	699
BellSouth's notice of intent to request specified confidential classification, filed October 23, 2002 (Docket Nos. 020119-TP and 020578-TP)	706
Memorandum from Commission's Office of the General Counsel and Division of Competitive Markets and Enforcement to Division of the Commission Clerk and Administrative Services, filed October 24, 2002 (Docket Nos. 020119-TP and 020578-TP) ..	711
BellSouth's request for specified confidential classification, filed October 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	719
Notice of appearance of co-counsel by Floyd Self, ITC^DeltaCom, filed October 28, 2002 (Docket Nos. 020119-TP and 020578-TP)	728
BellSouth's notice of intent to request specified confidential classification, filed October 29, 2002 (Docket Nos. 020119-TP and 020578-TP)	732
BellSouth's notice of intent to request specified confidential classification, filed October 30, 2002 (Docket Nos. 020119-TP and 020578-TP)	737
ACCESS's notice of withdrawal, filed October 30, 2002 (Docket Nos. 020119-TP and 020578-TP)	742
Notice of withdrawal of FCCA and Mpower's motion for reconsideration of a portion of Order No. PSC-02-1295-PCO-TP, filed November 4, 2002 (Docket Nos. 020119-TP and 020578-TP)	745

Notice of withdrawal, on behalf of ITC^DeltaCom, filed November 5, 2002 (Docket Nos. 020119-TP and 020578-TP)	748
BellSouth's request for specified confidential classification, filed November 5, 2002 (Docket Nos. 020119-TP and 020578-TP)	751
Motion to withdraw motion for reconsideration of order initiating expedited discovery procedure, on behalf of BellSouth, filed November 8, 2002 (Docket Nos. 020119-TP and 020578-TP)	758
BellSouth's request for specified confidential classification, filed November 12, 2002 (Docket Nos. 020119-TP and 020578-TP)	763
BellSouth's request for specified confidential classification, filed November 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	784
BellSouth's motion for extension of time, filed November 15, 2002 (Docket Nos. 020119-TP and 020578-TP)	793
Order PSC-02-1602-PCO-TP granting extension of time to file rebuttal testimony and prehearing statements and modifying order establishing procedure, issued November 19, 2002 (Docket Nos. 020119-TP and 020578-TP)	798
BellSouth's request for specified confidential classification, filed November 19, 2002 (Docket Nos. 020119-TP and 020578-TP)	802

VOLUME 5

Notice of prehearing for publication in November 27, 2002 Florida Administrative Weekly, filed November 20, 2002 (Docket Nos. 020119-TP and 020578-TP)	810
BellSouth's request for specified confidential classification, filed November 20, 2002 (Docket Nos. 020119-TP and 020578-TP)	812
Letter dated November 21, 2002 to Commission from E. Earl Edenfield, Jr., BellSouth, requesting Meredith E. Mays be named qualified representative, filed November 21, 2002 (Docket Nos. 020119-TP and 020578-TP)	820
BellSouth's motion to compel, filed November 21, 2002 (Docket Nos. 020119-TP and 020578-TP)	823
Commission staff's prehearing statement, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	896

Prehearing statement of FDN, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	905
Prehearing statement of BellSouth, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	918
Letter dated November 25, 2002 to Commission from Stephen M. Klimacek, BellSouth, with attached affidavit requesting R. Douglas Lackey be named qualified representative, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	935
Letter dated November 25, 2002 to Commission from Stephen M. Klimacek, BellSouth, with attached affidavit requesting Meredith E. Mays be named qualified representative, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	937
BellSouth's notice of intent to request specified confidential classification, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	939
BellSouth's notice of intent to request specified confidential classification, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	945
Joint prehearing statement of US LEC, Time Warner, and XO Florida, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	951
FCCA's prehearing statement, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	963
Order PSC-02-1671-FOF-TP authorizing qualified representative status to Meredith E. Mays, for BellSouth, issued November 27, 2002 (Docket No. 020119-TP)	974
Order PSC-02-1672-FOF-TP authorizing qualified representative status to Meredith E. Mays, for BellSouth, issued November 27, 2002 (Docket No. 020578-TP)	976
Notice of January 8, 2003 Commission hearing and December 16, 2002 prehearing, issued December 2, 2002 (Docket Nos. 020119-TP and 020578-TP)	978
Order PSC-02-1684-FOF-TP authorizing qualified representative status to R. Douglas Lackey, for BellSouth, issued December 3, 2002 (Docket No. 020119-TP)	981
Order PSC-02-1685-FOF-TP authorizing qualified representative status to R. Douglas Lackey, for BellSouth, issued December 3, 2002 (Docket No. 020578-TP)	983
BellSouth's motion to compel, filed December 3, 2002 (Docket Nos. 020119-TP and 020578-TP)	985

VOLUME 6

BellSouth's notice of intent to request specified confidential classification, filed December 4, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,018
Response of US LEC, Time Warner, and XO Florida to BellSouth's motion to compel, filed December 5, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,024
FCCA's response to BellSouth's motion to compel and FCCA's motion for protective order, filed December 10, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,051
US LEC, Time Warner, and XO Florida's motion for extension of time, filed December 10, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,061
Notice of hearing for publication in December 20, 2002 Florida Administrative Weekly, filed December 11, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,065
Motion of FCCA, US LEC, Time Warner, and XO Florida to continue hearing and to hold case activities in abeyance, filed December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,067
Order PSC-02-1757-CFO-TP granting BellSouth's requests for confidential classification of Document Nos. 04245-02, 05250-02 (x-ref. Document No. 04536-02), 06086-02, and 06446-02 (x-ref. Document No. 05772-02), issued December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,072
Order PSC-02-1758-CFO-TP granting BellSouth's requests for confidential classification of Document Nos. 11082-02 (x-ref. Document No. 10143-02), 11738-02, 12169-02, and Document No. 12395-02 (x-ref. Document No. 11447-02), issued December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,087
Order PSC-02-1759-CFO-TP granting BellSouth's requests for confidential classification of Document Nos. 12446-02 (x-ref. Document Nos. 11579-02 and 11580-02), 12683-02 (x-ref. Document No. 11870-02), and Document No. 12766-02 (x-ref. Document No. 11908-02), issued December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,106
FDN's request for specified confidential classification, filed December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,119
BellSouth's request for specified confidential classification, filed December 16, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,129
Transcript of prehearing conference held December 16, 2002 in Tallahassee, filed December 18, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,138

BellSouth's request for specified confidential classification, filed December 23, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,161
Petition of FDN for expedited review and cancellation or suspension of BellSouth's Key Customer tariff filing of December 16, 2002, filed December 20, 2002 (Docket No. 021252-TP)	1,169
Memorandum dated December 20, 2002 from Commission's Office of the General Counsel to all parties and interested persons advising of December 23, 2002 conference call, filed December 23, 2002 (Docket No. 021252-TP)	1,192
Letter dated December 23, 2002 to Commission from Nancy H. Sims, BellSouth, with attached letter to Walter D'Haeseleer, Commission, from Nancy H. Sims concerning December 16, 2002 Key Customer tariff filing, filed December 23, 2002 (Docket No. 021252-TP)	1,193
BellSouth's answer to petition of FDN for expedited review and cancellation/suspension of BellSouth's Key Customer tariff, filed January 3, 2003 (Docket No. 021252-TP)	1,196
Letter dated December 31, 2002 to Commission from Jennifer Shasha Kay, BellSouth, with attached affidavit requesting Nancy B. White be named qualified representative, filed January 3, 2003 (Docket No. 021252-TP)	1,207

VOLUME 7

Prehearing Order PSC-03-0065-PHO-TP and second order modifying procedure, issued January 8, 2003 (Docket Nos. 020119-TP and 020578-TP)	1,209
Memorandum dated January 9, 2003 from Commission's Office of the General Counsel and Division of Competitive Markets and Enforcement to Division of the Commission Clerk and Administrative Services, filed January 9, 2003 (Docket Nos. 021252-TP, 020119-TP, and 020578-TP)	1,247
Order PSC-03-0083-FOF-TP authorizing qualified representative status to Nancy B. White, for BellSouth, issued January 10, 2003 (Docket No. 021252-TP)	1,256
Letter dated January 8, 2003 to Commission from Jennifer Shasha Kay, BellSouth, with attached affidavit requesting James Meza, III be named qualified representative, filed January 10, 2003 (Docket No. 021252-TP)	1,258
Amendatory Order PSC-02-1758A-CFO-TP, issued January 14, 2003 (Docket Nos. 020119-TP and 020578-TP)	1,260
Order PSC-03-0102-FOF-TP authorizing qualified representative status to James Meza, III, for BellSouth, issued January 16, 2003 (Docket No. 021252-TP)	1,262

Notice of hearing for publication in January 31, 2003 Florida Administrative Weekly, filed January 22, 2003 (Docket No. 020119-TP)	1,264
Order PSC-03-0148-PAA-TP consolidating dockets and PAA order denying FDN's complaint, in part, issued January 28, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,266
Letter dated January 28, 2003 to Commission from Meredith E. Mays, BellSouth, providing parties' joint status update on settlement negotiations, filed January 28, 2003 (Docket No. 020119-TP)	1,275
FCCA's notice of withdrawal, filed January 31, 2003 (Docket No. 020119-TP)	1,279
FDN's motion for leave to take telephonic deposition, filed February 4, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,282
Notice of February 12, 2003 telephonic deposition, on behalf of FDN, filed February 4, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,288
Revised notice of February 19, 2003 Commission hearing, issued February 5, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,292
Order PSC-03-0183-PCO-TP granting FDN's motion for leave to take telephonic deposition, issued February 6, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,295
Order PSC-03-0203-PCO-TP granting in part, and denying in part, BellSouth's motion to compel, issued February 11, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,299
FDN's second motion to compel, filed February 12, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,312
BellSouth's response in opposition to FDN's second motion to compel, filed February 12, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,318
Order PSC-03-0219-CFO-TP granting BellSouth's request for confidential classification of Document No. 13685-02 (x-ref. Document No. 12953-02) and Document No. 13992-02 (x-ref. Document No. 13259-02), issued February 13, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,328
Order PSC-03-0220-CFO-TP granting FDN's request for confidential classification of Document No. 13621-02 (x-ref. Document No. 12955-02), issued February 13, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,338
Order PSC-03-0223-PCO-TP granting in part, and denying in part, FDN's second motion to compel, issued February 14, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,345

Amendatory Order PSC-03-0223A-PCO-TP, issued February 17, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,352
US LEC's notice of withdrawal, filed February 17, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,354
XO Florida's notice of withdrawal, filed February 17, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,357
Letter dated February 17, 2003 to Commission from Karen Camechis, Time Warner, requesting permission to withdraw from Docket Nos. 020119-TP and 020578-TP, filed February 17, 2003 (Docket No. 020119-TP)	1,359
BellSouth's notice of intent to request specified confidential classification, filed February 19, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,363
Consummating Order PSC-03-0261-CO-TP, issued February 24, 2003 (Docket No. 020119-TP)	1,368
Letter dated February 25, 2003 to Commission from Meredith E. Mays, BellSouth, notifying of service of late-filed hearing Exhibit No. 23 to Commission, filed February 25, 2003 (Docket No. 020119-TP)	1,371
BellSouth's request for specified confidential classification, filed March 5, 2003 (Docket No. 020119-TP)	1,373
FDN's request for specified confidential classification, filed March 7, 2003 (Docket No. 020119-TP)	1,379

VOLUME 8

Post-hearing brief and post-hearing statement of issues and positions of FDN, filed April 1, 2003 (Docket No. 020119-TP)	1,385
Post-hearing brief of BellSouth, filed April 1, 2003 (Docket No. 020119-TP)	1,427
BellSouth's notice of intent to request specified confidential classification, filed April 1, 2003 (Docket No. 020119-TP)	1,469
FDN's request for specified confidential classification, filed April 22, 2003 (Docket No. 020119-TP)	1,473
Memorandum from Commission's Division of Competitive Markets and Enforcement, Office of Market Monitoring and Strategic Analysis, and Office of the General Counsel to Division of the Commission Clerk and Administrative Services, filed May 12, 2003 ...	1,481

VOLUME 9

Final Order PSC-03-0726-FOF-TP on BellSouth's Key Customer tariffs, issued June 19, 2003	1,616
FDN's motion for reconsideration and/or clarification, filed July 7, 2003	1,666
BellSouth's response in opposition to FDN's motion for reconsideration/clarification, filed July 14, 2003	1,681
Letter dated July 15, 2003 to Commission from Meredith E. Mays, BellSouth, with attached revised Key Customer tariff contract, filed July 15, 2003	1,688
Memorandum from Commission's Office of the General Counsel, Division of Competitive Markets and Enforcement, and Office of Marketing Monitoring and Strategic Analysis to Division of the Commission Clerk and Administrative Services, filed August 21, 2003 ...	1,691
Order PSC-03-1057-FOF-TP denying motion for reconsideration, issued September 23, 2003	1,699
Order PSC-03-1180-CFO-TP granting request for confidential classification of Document No. 02213-03 (x-ref. Document No. 01696-03), issued October 21, 2003	1,707
Notice of administrative appeal, on behalf of FDN, filed October 22, 2003	1,712
Supreme Court of Florida amended acknowledgment of new case, Case No. SC03-1923, filed November 12, 2003	1,766
Certificate of Director, Division of the Commission Clerk and Administrative Services ...	1,768

HEARING TRANSCRIPTS AND EXHIBITS

Transcript of hearing held February 19, 2003, Volume 1, pages 1 through 141 (reference court reporter's original page numbers in this and all succeeding volumes)	
Transcript of hearing held February 19, 2003, Volume 2, pages 142 through 228	
Transcript of hearing held February 19, 2003, Volume 3, pages 229 through 310	
Transcript of hearing held February 19, 2003, Volume 4, pages 311 through 398	
Transcript of hearing held February 20, 2003, Volume 5, pages 399 through 522	
Hearing Exhibit Nos. 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19, 20, 21, 23, 28, and 29 from February 19-20, 2003 Hearing	

CONFIDENTIAL HEARING EXHIBITS

Composite Hearing Exhibit No. 2, Docket No. 020119-TP; Document No. **01783-03**,
BellSouth responses to staff interrogatories

Composite Hearing Exhibit No. 4, Docket No. 020119-TP; Document No. **01784-03**,
BellSouth responses to staff requests for production of documents

Composite Hearing Exhibit No. 13, Docket No. 020119-TP, Document No. **13621-02**,
Exhibits JAR-5 and JAR-6 to Ruscilli rebuttal testimony

Hearing Exhibit No. 14, Docket Nos. 020119-TP and 020578-TP, Document No. **01742-03**,
BellSouth response to FDN Interrogatory 23

Hearing Exhibit No. 22, Docket No. 020119-TP, Document No. **02297-03**,
FDN response to BellSouth Interrogatory 33

Hearing Exhibit No. 24, Docket Nos. 020119-TP and 021252-TP, Document No. **02213-03**,
Revised Exhibit WBS-1 to Shell direct testimony

Hearing Exhibit No. 25, Docket Nos. 020119-TP and 020578-TP, Document No. **12446-02**,
Exhibit WBS-2 to Shell direct testimony

Hearing Exhibit No. 26, Docket Nos. 020119-TP and 020578-TP, Document No. **13685-02**,
Exhibits SGM-1 and SGM-2 to Massey rebuttal testimony

Hearing Exhibit No. 27, Docket No. 020119-TP, Document No. **11738-02**,
BellSouth responses to FDN Interrogatories 19 and 20

DOCUMENTS SUBMITTED IN SEALED ENVELOPE MARKED "CONFIDENTIAL"

Document No. 03677-03, portions of BellSouth's post-hearing brief
containing FDN data and information

MEMORANDUM

October 30, 2003

RECEIVED TPSC

OCT 30 PM 2:11

COMMISSION
CLERK

TO: ✓ KAY FLYNN/CCA
SANDY MOSES/CCA
MARY DISKERUD/GCL-APP
WANDA TERRELL/GCL-APP

FROM: DAVID E. SMITH, ATTORNEY SUPERVISOR, GENERAL
COUNSEL/APEALS, RULES & MEDIATION DES/WJ

RE: FLORIDA DIGITAL NETWORK, INC. v. JABER, ET AL; DOCKET NO.
020119-TP; FLORIDA SUPREME COURT.

Please note that the above appeal has been assigned to Marlene Stern. The Notice of Administrative Appeal was filed on October 22, 2003. The case schedule is as follows:

<u>Date</u>	<u>Item</u>
From day of filing:	
<u>11/27/03</u>	Draft of Index of Record from CCA to Appeals Attorney.
<u>12/12/03</u>	Index of Record served on Parties.
<u>12/22/03</u>	Copy of Record to Appeals.
<u>01/01/04</u>	Appellant's Initial Brief Due.
<u>01/16/04</u>	Draft Commission Answer Brief Due.
<u>01/21/04</u>	Commission's Answer Brief Due.
<u>02/10/04</u>	Appellant's Reply Brief Due.

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON

STATE OF FLORIDA



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

October 16, 2003

Ms. Nancy H. Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301-1556

**Re: Return of Confidential Documents to the Source, Docket Nos. 020119-TP
and 021252-TP**

Dear Ms. Sims:

Commission staff have advised that Confidential Document Nos. 01221-03, 01516-03, and 03069-03, filed on behalf of BellSouth Telecommunications, Inc. can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning this matter.

Sincerely,

A handwritten signature in black ink, appearing to be "KF".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF/mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Office of the General Counsel

SIGNED FOR BY DATE 10/16/03 4:00 PM
CONOR BOYLE

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON

STATE OF FLORIDA



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYO
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

October 16, 2003

(CERTIFIED MAIL NO. 7002-0860-0001-1755-6477)

Matthew Feil, Esquire
Florida Digital Network
390 North Orange Avenue, Suite 2000
Orlando, Florida 32801

FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 13798-04
DISTRIBUTION: _____

**Re: Return of Confidential Documents to the Source, Docket Nos. 020119-TP
and 021252-TP**

Dear Ms. Corsig:

Commission staff have advised that Confidential Document Nos. 01438-03, 02297-03, and 03677-03, filed on behalf of Florida Digital Network, Inc. can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF/mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Office of the General Counsel

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MATTHEW FEIL ESQUIRE
FLORIDA DIGITAL NETWORK
390 N ORANGE AVE STE 2000
ORLANDO FL 32801

2. Article Number

(Transfer from service label)

7002 0860 0001 1755 6477

PS Form 3811, March 2001

Domestic Return Receipt

102595-01-M-1424

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature

X

☐ Agent☒ AddresseeD. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☒ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

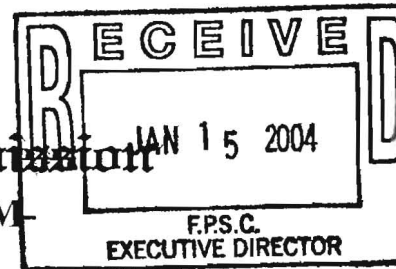
☐ Yes

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-



020119-TP

DATE: January 15, 2004

TO: Dr. Mary A. Bane, Executive Director

FROM: Kay Flynn, Bureau of Records and Hearing Services *KF*

RE: Docket No. 021252-TP, 020119-TP, and 020578-TP - Petition for expedited review and cancellation or suspension of BellSouth Telecommunications, Inc.'s Key Customer Program filed December 16, 2002, by Florida Digital Network, Inc.

*O/E
mm3
1/15/04*

FPSC, CLK CORRESPONDENCE

☒ Administrative ☐ Parties ☐ Consumer

DOCUMENT NO. 13798-04

DISTRIBUTION:

Permission is requested to copy confidential documents from the above listed dockets, in order to include them with the record that is being prepared for filing in the Supreme Court of Florida, Case No. SC03-1923. The documents are:

01783-03 - Composite Hearing Exhibit No. 2, BellSouth responses to staff interrogatories (Docket No. 020119-TP)

01784-03 - Composite Hearing Exhibit No. 4, BellSouth responses to staff requests for production of documents (Docket No. 020119-TP)

13621-02 - Composite Hearing Exhibit No. 13, Exhibits JAR-5 and JAR-6 to Ruscilli rebuttal testimony (Docket No. 020119-TP)

01742-03 - Hearing Exhibit No. 14, BellSouth response to FDN Interrogatory 23 (Docket Nos. 020119-TP and 020578-TP)

02297-03 - Hearing Exhibit No. 22, FDN response to BellSouth Interrogatory 33 (Docket No. 020119-TP)

02213-03 - Hearing Exhibit No. 24, Revised Exhibit WBS-1 to Shell direct testimony (Docket Nos. 020119-TP and 021252-TP)

12446-02 - Hearing Exhibit No. 25, Exhibit WBS-2 to Shell direct testimony (Docket Nos. 020119-TP and 020578-TP)

13685-02 - Hearing Exhibit No. 26, Exhibits SGM-1 and SGM-2 to Massey rebuttal testimony (Docket Nos. 020119-TP and 020578-TP)

11738-02 - Hearing Exhibit No. 27, BellSouth responses to FDN Interrogatories 19 and 20 (Docket No. 020119-TP)

03677-03 - Portions of BellSouth's post-hearing brief containing FDN data and information (Docket No. 020119-TP)

Dr. Mary A. Bane
January 15, 2004
Page 2

13383-03 - Portions of BellSouth's post-hearing brief (Docket No. 020119-TP)

These documents will be provided to the Court in sealed envelopes, marked "CONFIDENTIAL," and the parties will be advised by letter that they must ask the Court for continued treatment of the documents as confidential.

cc: Blanca S. Bayó
David E. Smith

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Company: BellSouth Telecommunications, Inc.
Florida Digital Network, Inc.

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to: _____
("()" indicates OPR)

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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b):A19

Staff Assignments

OPR Staff

Staff Counsel

OCRs ()

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Recommended assignments for hearing and/or deciding this case:

Full Commission _____ Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: _____

Initials: OPR _____
Staff Counsel _____

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level**

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Due Dates

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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	PL	BD		

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	PL	BD	

Approved: _____

Date: / /

DOCUMENT NO.

13718-04

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Company: BellSouth Telecommunications, Inc.
Florida Digital Network, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____

Expiration: _____

Referred to: _____
 ("()") indicates OPR

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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b):A19

Staff Assignments

OPR Staff J Gilchrist, M Barrett

Staff Counsel F Banks, L Dodson

OCRs () _____

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Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CCA: 02/22/2002

Initials: OPR _____
 Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level

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Due Dates

Previous Current

1. Response from BellSouth	NONE	03/08/2002
2. Revise CASR or Close Docket	NONE	03/29/2002
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
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- Prehearing Officer

Commissioners					ADM
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Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: *S. Lam*

Date: 02/22/2002

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Section Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Company: BellSouth Telecommunications, Inc.
Florida Digital Network, Inc.

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b);A19

Staff Assignments

OPR Staff J Gilchrist, M Barrett,
C Bulecza-Banks, B Casey

Staff Counsel F Banks, L Dodson

OCRs (MMS) D Watts

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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 03/28/2002

Initials: OPR _____
Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.

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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Current CASR revision level

1

Due Dates

Previous Current

1. Staff Recommendation	NONE	05/09/2002
2. Agenda	NONE	05/21/2002
3. PAA Order	NONE	06/10/2002
4. Close Docket or Revise CASR	NONE	07/10/2002
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
X							

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	PL	BD	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

Approved: [Signature]

Date: 03/28/2002

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Company: BellSouth Telecommunications, Inc.
Florida Digital Network, Inc.

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b);A19

Staff Assignments

OPR Staff J Gilchrist, M Barrett,
C Bulecza-Banks, B Casey

Staff Counsel F Banks, L Dodson

OCRs (MMS) D Watts

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Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel ____
Hearing Examiner ____ Staff ____

Date filed with CCA: 05/09/2002

Initials: OPR ____
Staff Counsel ____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level

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Due Dates

Previous Current

1. Staff Recommendation	05/09/2002	05/30/2002
2. Agenda	05/21/2002	06/11/2002
3. PAA Order	06/10/2002	07/01/2002
4. Close Docket or Revise CASR	07/10/2002	08/01/2002
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
X							

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	PL	BD	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: [Signature]

Date: Pending 5/14/02

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b):A19

Staff Assignments

OPR Staff J Gilchrist, M Barrett,
C Bulecza-Banks, B Casey

Staff Counsel F Banks, L Dodson

OCRs (MMS) D Watts

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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 05/28/2002

Initials: OPR _____
Staff Counsel _____

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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Current CASR revision level

2

Due Dates

Previous Current

1. Staff Recommendation	05/30/2002	06/06/2002
2. Agenda	06/11/2002	06/18/2002
3. PAA Order	06/10/2002	07/08/2002
4. Close Docket or Revise CASR	08/01/2002	08/08/2002
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Section 3 - Chairman Completes

Assignments are as follows:

6/11/02 agenda limited to items w/ statutory deadlines.

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
X							

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	PL	BD	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman; the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: S. J. / cm

Date: 05/29/2002

Case Scheduling/Rescheduling Advice

Last Revised 08/27/2002 at 10:04

Page 1 of 1

Printed on 08/27/2002 at 13:19

To: ☒ Commissioner Deason ☒ Deputy Executive Director/EXA ☐ Economic Regulation Director
☒ Commissioner Baez ☒ General Counsel Director ☐ External Affairs Director
☒ Commissioner Palecki ☐ Auditing & Safety Director ☒ Court Reporter
☒ Commissioner Bradley ☒ Comm. Clerk & ADM Services ☒ Staff Contact - Felicia Banks
☒ Executive Director ☒ Competitive Markets/Enforcement ☐
☒ Public Information Officer ☒ Consumer Affairs Director ☐

From: Office of Chairman Lila Jaber

Docket Number: 020119-TP

Docket Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Prehearing Conference		12/16/2002	Tallahassee, Room 152	1:30 PM - 5:00 PM
Hearing		01/08/2003	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing		01/09/2003	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
X							

Prehearing Officer

Commissioners					
JB	DS	BZ	PL	BD	ADM

Commissioners					
JB	DS	BZ	PL	BD	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: (Related dockets: 020578).

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Company: BellSouth Telecommunications, Inc.
Florida Digital Network, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____

Expiration: _____

Referred to:
 ("()") indicates OPR

AUS CAF CCA (CMP) ECR EXT GCL MMS PIF
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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b);A19

Staff Assignments

OPR Staff J Gilchrist, M Barrett,
C Bulecza-Banks, B Casey

Staff Counsel F Banks, L Dodson

OCRs (MMS) D Watts

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CCA: 08/30/2002

Initials: OPR _____
 Staff Counsel _____

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.

IT IS TENTATIVE AND SUBJECT TO REVISION.

FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Current CASR revision level

4

Due Dates

Previous Current

1. Order Establishing Procedure	NONE	09/18/2002
2. Dir. Testimony-Petitioners/Respondents/Intervenors	NONE	10/18/2002
3. Dir. Testimony - Staff	NONE	11/01/2002
4. Testimony - Rebuttal	NONE	11/19/2002
5. Prehearing Statements	NONE	11/19/2002
6. Notice of Prehearing and Hearing	NONE	12/02/2002
7. Prehearing	NONE	12/16/2002
8. Hearing (1/8-9/03)	NONE	01/08/2003
9. Transcript of Hearing Due	NONE	01/15/2003
10. Briefs Due	NONE	02/21/2003
11. Staff Recommendation	NONE	04/03/2003
12. Agenda	NONE	04/15/2003
13. Standard Order	NONE	05/05/2003
14. Close Docket or Revise CASR	NONE	06/27/2003
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Section 3 - Chairman Completes

Assignments are as follows:

CSRA

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
X							

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	PL	BD	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

Approved: [Signature]

Date: 08/30/2002

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Company: BellSouth Telecommunications, Inc.
Florida Digital Network, Inc.

Official Filing Date: _____
Last Day to Suspend: _____

Expiration: _____

Referred to:
("()" indicates OPR)

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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b):A19

Staff Assignments

OPR Staff J Gilchrist, M Barrett,
C Bulecza-Banks, B Casey,
N Garcia

Staff Counsel F Banks, L Dodson

OCRs (MMS) D Watts

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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 10/17/2002

Initials: OPR _____
Staff Counsel _____

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level**

6

Due Dates

Previous Current

1. Dir. Testimony-Petitioners/Respondents/Intervenors	10/18/2002	10/23/2002
2. Staff Recommendation - FCCA M/R PSC-02-1295	NONE	10/24/2002
3. Agenda - FCCA M/R	NONE	11/05/2002
4. Dir. Testimony - Staff	11/01/2002	11/06/2002
5. Testimony - Rebuttal	SAME	11/19/2002
6. Prehearing Statements	SAME	11/19/2002
7. Standard Order - M/R	NONE	11/25/2002
8. Notice of Prehearing and Hearing	SAME	12/02/2002
9. Prehearing	SAME	12/16/2002
10. Hearing (1/8-9/03)	SAME	01/08/2003
11. Transcript of Hearing Due	SAME	01/15/2003
12. Briefs Due	SAME	02/21/2003
13. Staff Recommendation	SAME	04/03/2003
14. Agenda	SAME	04/15/2003
15. Standard Order	SAME	05/05/2003
16. Close Docket or Revise CASR	SAME	06/27/2003
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Section 3 - Chairman Completes

Assignments are as follows:

1, 4 PSC-02-1295-PC0-TP

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
X							

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

PSC/CCA015-C (Rev. 01/02)

* COMPLETED EVENTS

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	PL	BD	
		X			

Approved: L/ame

Date: 10/18/2002

C

Case Scheduling/Rescheduling Advice

Last Revised 12/17/2002 at 14:37

Page 1 of 1

Printed on 12/17/2002 at 16:36

To: ☒ Commissioner Deason ☒ Deputy Executive Director/EXA ☐ Economic Regulation Director
☒ Commissioner Baez ☒ General Counsel Director ☐ External Affairs Director
☒ Commissioner Palecki ☐ Auditing & Safety Director ☒ Court Reporter
☒ Commissioner Bradley ☒ Comm. Clerk & ADM Services ☒ Staff Contact - Felicia Banks
☒ Executive Director ☒ Competitive Markets/Enforcement ☐
☒ Public Information Officer ☒ Consumer Affairs Director

From: Office of Chairman Lila Jaber

Docket Number: 020119-TP

Docket Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

1. Schedule Information

Event	Former Date	New Date	Location	Time
Hearing	01/08/2003	02/19/2003	Tallahassee, Room 148	9:30 AM - 5:00 PM
Hearing	01/09/2003	02/20/2003	Tallahassee, Room 148	9:30 AM - 5:00 PM

2. Hearing/Prehearing Assignment Information

Former Assignments

Hearing Officers

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		

Current Assignments

Commissioners						Hearing Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
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Prehearing Officer

Commissioners					
JB	DS	BZ	PL	BD	ADM

Commissioners					
JB	DS	BZ	PL	BD	ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

Remarks: (Related dockets: 020578). PH was held on 12/16/02.

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Cases Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Company: BellSouth Telecommunications, Inc.
Florida Digital Network, Inc.

Official Filing Date: _____
 Last Day to Suspend: _____

Expiration: _____

Referred to: _____
 ("()") indicates OPR

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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b):A19

Staff Assignments

OPR Staff M Barrett, C Bulecza-Banks,
B Casey, N Garcia, J Gilchrist

Staff Counsel F Banks, L Dodson

OCRs (MMS) D Watts

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Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CCA: 01/06/2003

Initials: OPR _____
 Staff Counsel _____

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
 Current CASR revision level**

8

Due Dates

Previous Current

1. Hearing (02/19-20/03)	01/08/2003	02/19/2003
2. Transcript of Hearing Due	01/15/2003	02/28/2003
3. Briefs Due	02/21/2003	04/01/2003
4. Staff Recommendation	04/03/2003	05/08/2003
5. Agenda	04/15/2003	05/20/2003
6. Standard Order	05/05/2003	06/09/2003
7. Close Docket or Revise CASR	06/27/2003	07/09/2003
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	PL	BD		
X							

Where panels are assigned the senior Commissioner is Panel Chairman;
 the identical panel decides the case.
 Where one Commissioner, a Hearing Examiner or a Staff Member is
 assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	PL	BD	
		X			

Approved: L. Lem

Date: 01/06/2003

CSRA

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Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearings Services Completes

Docket No. 020119-TP Date Docketed: 02/14/2002 Title: Petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc.

Company: BellSouth Telecommunications, Inc.
Florida Digital Network, Inc.

Official Filing Date: _____
Last Day to Suspend: _____ Expiration: _____

Referred to: _____
("()" indicates OPR)

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Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program/Module A4(b):A19

Staff Assignments

OPR Staff M Barrett, C Bulecza-Banks,
B Casey, N Garcia, J Gilchrist

Staff Counsel F Banks, L Dodson

OCRs (MMS) D Watts

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Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 07/17/2003

Initials: OPR _____
Staff Counsel _____

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT.
IT IS TENTATIVE AND SUBJECT TO REVISION.**

FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770
Current CASR revision level

9

Due Dates

Previous Current

1. Staff Rec.to Address Motion for Reconsideration	NONE	08/21/2003
2. Agenda	NONE	09/02/2003
3. Standard Order	NONE	09/22/2003
4. Close Docket or Revise CASR	NONE	10/22/2003
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	JB	DS	BZ	BD	DV		
X							

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	BD	DV	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman;
the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is
assigned the full Commission decides the case.

Approved: LJ/mrt

Date: 07/17/2003

STATE OF FLORIDA

COMMISSIONERS:

LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

February 14, 2002

Matthew Feil, Esquire
Florida Digital Network, Inc.
390 North Orange Avenue, Suite 2000 & 200
Orlando, Florida 32801

Docket No. 020119-TP

Dear Mr. Feil:

This will acknowledge receipt of a petition for expedited review and cancellation of BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs and for investigation of BellSouth's promotional pricing and marketing practices, by Florida Digital Network, Inc., which was filed in this office on February 14, 2002, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Division of the Commission Clerk and Administrative Services
Florida Public Service Commission



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: March 3, 2002

TO: Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services
FROM: Jane Faurot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services
RE: DOCKET NOS. 020119-TP, 020578-TP and 021252-TP - HEARING HELD 02-19&20-03.

RE: BELLSOUTH TELECOMMUNICATIONS, INC., FLORIDA DIGITAL NETWORK, INC., and FLORIDA COMPETITIVE CARRIERS ASSOCIATION

DOCUMENT NOS.	02002	-	02-27-03
	02003	-	02-27-03
	02004	-	02-27-03
	02005	-	02-27-03
	02006	-	02-27-03

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, CMP

Acknowledged BY:

A handwritten signature in cursive script, appearing to read "T. Jefferson".

JF/rlm

PSC/CCA028-C (Rev10/01)

CCA Official Filing:

3/4/02***9:36 AM*****Matilda Sanders*****1**

Matilda Sanders

02 - 0276 - FOF

From: Janice Banka
Sent: Monday, March 04, 2002 9:32 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

2

Date and Time: 3/4/02 9:31:00 AM
Docket Number: 020119-TP
Filename / Path: 020119B.alc
Order Type: Signed / Hand Deliver

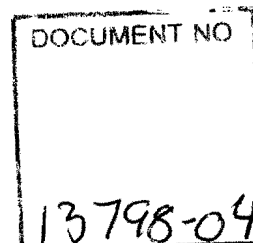
RECEIVED FPSC
02 MAR - 4 AM 11:09
COMMISSION
CLERK

Order Authorizing Qualified Representative Status.

Number of pages in order - 2.

Thanks "J"

2/0



CCA Official Filing:

3/4/02*****9:36 AM*****Matilda Sanders*****1

Matilda Sanders

02-0277-FOF

From: Janice Banka
Sent: Monday, March 04, 2002 9:33 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 3/4/02 9:32:00 AM
Docket Number: 020119-TP
Filename / Path: 020119a.alc
Order Type: Signed / Hand Deliver

2

RECEIVED FPSC
MAR - 4 AM 11:09
COMMISSION
CLERK

Order Authorizing Qualified Representative Status.

Number of pages in order - 2.

Thanks "J"

2/0

CCA Official Filing:

3/13/02***4:23 PM*****Matilda Sanders*****1**

Matilda Sanders

02 - 0331 - PCO

From: Andrea Cowart
Sent: Wednesday, March 13, 2002 4:23 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

3

Date and Time: 3/13/02 4:22:00 PM
Docket Number: 020119-TP
Filename / Path: 020119em.frb
Order Type: Signed / Hand Deliver

RECEIVED FPSC
02 MAR 13 PM 4:29
COMMISSION
CLERK

ORDER TO INITIATE EXPEDITED DISCOVERY PROCEDURE

210

CCA Official Filing:

3/20/02***2:17 PM*****Matilda Sanders*****1**

Matilda Sanders

02-0383-PCO

From: LaSandra Givens
Sent: Wednesday, March 20, 2002 2:14 PM
To: CCA - Orders / Notices
Cc: Andrew Collins
Subject: Order / Notice Submitted

3

Date and Time: 3/20/02 2:14:00 PM
Docket Number: 0200119-TP
Filename / Path: 0200119ALECINV.FRB

ORDER GRANTING JOINT PETITION TO INTERVENE

7/0

Hong Wang

From: Kay Flynn
Sent: Wednesday, March 20, 2002 1:12 PM
To: Felicia Banks
Cc: Linda Dodson; Hong Wang
Subject: RE: Docket No. 020119-TP (Supoena) FDN/BellSouth Complaint

Will do.

-----Original Message-----

From: Felicia Banks
Sent: Wednesday, March 20, 2002 11:45 AM
To: Kay Flynn
Cc: Linda Dodson
Subject: Docket No. 020119-TP (Supoena) FDN/BellSouth Complaint

Please prepare a subpoena and direct it to Nancy Sims at BellSouth in the above-referenced docket. Please request the information that is provided below and request that the response be made by Monday, March 25, 2002:

DOCUMENTS REQUESTED

1. Please provide copies of all signed contracts with new customers, pursuant to BellSouth's 2002 Key Customer tariff.
2. Please provide copies of all signed contracts with returning customers, pursuant to BellSouth's 2002 Key Customer tariff.
3. Please provide copies of all signed contracts with existing customers, pursuant to BellSouth's 2002 Key Customer tariff.

*Subpoena Duces Tecum
w/o Deposition*

4. Page 3 of BellSouth's Response to FDN's Petition states, in part, that "... BellSouth representatives met with members of the Staff on January 17, 2002 and responded to staff inquiries regarding, among other things, the cost data supporting the discounts set forth in the filing ..." Please provide a copy of the document(s) that BellSouth representatives used in the January 17, 2002 meeting.

Thanks. Let me know if you have any questions.

Hong Wang

From: Kay Flynn
Sent: Wednesday, March 20, 2002 1:31 PM
To: Felicia Banks
Cc: Hong Wang
Subject: RE: subpoena

Right. I think I meant Sims!

-----Original Message-----

From: Felicia Banks
Sent: Wednesday, March 20, 2002 1:28 PM
To: Kay Flynn
Cc: Hong Wang
Subject: RE: subpoena

That's Nancy White c/o Nancy Sims, here in the Tallahassee office, which is on file with the Clerk's office. Thanks.

-----Original Message-----

From: Kay Flynn
Sent: Wednesday, March 20, 2002 1:20 PM
To: Hong Wang
Cc: Felicia Banks
Subject: subpoena

Hong, I was just talking with Felicia about this (see other e-mail). She really needs the subpoena prepared and served on Nancy White today, meaning we need to have it to Walter by 3. I told her we would take care of getting it to Walter. She also needs a copy of the subpoena for her records.

Thanks.

Kay

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF COMMISSION CLERK AND
ADMINISTRATIVE SERVICES
BLANCA S. BAYO
DIRECTOR
(850) 413-6770

Public Service Commission

ACKNOWLEDGMENT

DATE: 3/27/02

TO:

J. Meza

FROM:

L. Williams

, Division of the Commission Clerk and
Administrative Services

RE:

Acknowledgment of Receipt of Confidential Filing

03491-02 & 03534-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

020119-TP

or (if filed in an undocketed matter) concerning Responses

to Staff's 1st Request of production of Doc 4, and

filed on behalf of Bell South. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action/Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

CCA Official Filing:

5/16/02***10:53 AM*****Kay Flynn*****1**

020119-TP

Kay Flynn

From: Felicia Banks
Sent: Thursday, May 16, 2002 10:50 AM
To: 'james.meza@bellsouth.com'
Cc: Sally Simmons; Michael Barrett; Jackie Gilchrist; Cheryl Bulecza-Banks; Bob Casey; Beth Salak; 'nancy.sims@bellsouth.com'; 'patrick.turner@BellSouth.com'; 'vicki.fatool@bellsouth.com'; Kay Flynn
Subject: Docket No. 020119-TP (FDN vs. BellSouth)

On April 17, 2002, BellSouth filed "Objections to Staff's Third Set of Interrogatories and Staff's Third Request for Production of Documents." At the time of this filing, staff had not sent its Third Request for Production of Documents, which was served on BellSouth on May 10, 2002. Hence, I believe that the way that the Objections are styled is incorrect due to a scrivener's error.

If it is incorrect, the appropriate way to cure it would be for BellSouth to file a letter with the Clerk's office indicating the error and the corrected title. Although not required, I would also cross reference Document No. 04288-02, which is the document no. for the April 17 filing referenced above.

I left you a voice mail message of the same.

Thanks.

Felicia R. Banks
Senior Attorney
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0863
PHONE: (850) 413-6191
FAX: (850) 413-6250
E-MAIL: FBANKS@PSC.STATE.FL.US

CCA Official Filing:

5/16/02*****11:23 AM*****Matilda Sanders*****1

Matilda Sanders

0674-PCO

From: Andrea Cowart
Sent: Thursday, May 16, 2002 11:24 AM
To: CCA - Orders / Notices
Subject: Order

3

Order Granting Intervention
020119 - 020119ain.frb

Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile

9/0

Hong Wang

From: Felicia Banks
Sent: Monday, May 20, 2002 12:14 PM
To: Hong Wang
Cc: Kay Flynn; Walter Spencer; Linda Dodson; Sally Simmons; Michael Barrett
Subject: Docket No. 020119-TP (FDN vs. BellSouth complaint)

Please prepare a "friendly" subpoena to BellSouth. Per our conversation, the information that you need to prepare the subpoena is provided.

1. Type of subpoena- Subpoena Duces Tecum without deposition

2. The information we need is: (The information below is taken verbatim from Staff's Third Request for Production of Documents No. 7 and 8)

DOCUMENTS REQUESTED

For the purposes of the following Request for Production of Documents, please reference the following previously submitted responses: 1) BellSouth's responses to Staff Third Set of Interrogatories No. 11; and 2) BellSouth's Response to Staff's First Request for Production of Documents Nos. 1-3.

7. In relevant part, BellSouth's response to staff Interrogatory No. 11 states that "no more than 77 of the several thousand customers identified in BellSouth's Response to Staff's First Request for Production of Documents Nos. 1-3 subscribe to services that involve one or more USOCs that are associated with analog private line services. BellSouth is in the process of reviewing the records of each of these customers to determine whether they do, in fact, have analog private line service at the location that is receiving discounts under the 2002 Key Customer Promotion."

Please produce a copy of "the records of each of these customers" that BellSouth is in the process of reviewing.

8. If your response to Staff's Fourth Set of Interrogatories No. 15 is greater than zero, please produce a copy of the records for each of these customers. (Cross reference to Staff's Fourth Set of Interrogatories No. 15 is attached herein.)

3. Information we are seeking is needed by no later than Wednesday, May 22, 2002

We need to serve this subpoena today. Also, is it possible to send this subpoena via e-mail, if it can't be served today?

Let me know if you need anything further and please advise me when the subpoena has been prepared. Thanks for your assistance.

WALTER: Will we be able to serve this subpoena today?

CCA Official Filing:

5/30/02***10:34 AM*****Matilda Sanders*****1**

Matilda Sanders

0731 - FOF

From: Janice Banka
Sent: Thursday, May 30, 2002 10:35 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

2

Date and Time: 5/30/02 10:33:00 AM
Docket Number: 020119-TP
Filename / Path: 020119a.alc
Order Type: Signed / Hand Deliver

RECEIVED-PSC
02 MAY 30 AM 10:59
COMMISSION
CLERK

Order Authorizing Qualified Representative Status.

Number of pages in order - 2.

Thanks "J"

2310 8/0

CCA Official Filing:

6/7/02***1:14 PM*****Kay Flynn*****1**

020119-TP

Kay Flynn

From: Kay Flynn
Sent: Friday, June 07, 2002 1:15 PM
To: Beth Salak
Cc: JoAnn Chase; Blanca Bayo; Sandy Moses; Carol Purvis; Rose Thompson
Subject: RE: Dkt No. 020119- TP Agenda Item 11 On June 18th

Beth, I'll put a copy of your e-mail in the docket file. You've notified staff et al., and I'm letting Sandy and Rose know by cc, so there shouldn't be anyone else you'd need to notify.

Thanks for letting us know.

Kay

-----Original Message-----

From: Beth Salak
Sent: Friday, June 07, 2002 1:12 PM
To: JoAnn Chase; Blanca Bayo; Carol Purvis; Kay Flynn
Cc: Cheryl Bulecza-Banks; Bob Casey; Walter D'Haeseleer; Felicia Banks; Sally Simmons; Beth Keating; Michael Barrett
Subject: RE: Dkt No. 020119- TP Agenda Item 11 On June 18th

We will be making a verbal correction on the above noted item. Is there any one else we should notify?

-----Original Message-----

From: Mary Bane
Sent: Friday, June 07, 2002 12:39 PM
To: Beth Salak
Cc: Cheryl Bulecza-Banks; Bob Casey; Walter D'Haeseleer; Felicia Banks; Sally Simmons; Beth Keating
Subject: RE: Dkt No. 020119- TP Agenda Item 11 On June 18th

O.K. Please make sure JoAnn and CCA are aware that you will be making the verbal correction.

-----Original Message-----

From: Beth Salak
Sent: Friday, June 07, 2002 12:30 PM
To: Mary Bane
Cc: Cheryl Bulecza-Banks; Bob Casey; Walter D'Haeseleer; Felicia Banks; Sally Simmons; Beth Keating
Subject: Dkt No. 020119- TP Agenda Item 11 On June 18th

Mary, on page 21 of the Key Customer Promotion complaint (FDN vs BellSouth) there is a typo. The second full paragraph, end of second sentence it says ILEC instead of ALEC. With your permission, we would like to orally amend the rec at agenda. I think the change should be readily understood.

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY

STATE OF FLORIDA



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

ACKNOWLEDGMENT

DATE: 6/11/02

TO: Patrick W. Turner

FROM: Ruth McGill, Division of the Commission Clerk and
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

06086-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

020119-TP (FDN) or (if filed in an undocketed matter) concerning BS's request for
Confidential Classification of their response to Staff of the FPSC Subpoena
Duces Tecum Without Deposition for customer records relating to discovery, and

filed on behalf of BellSouth Telecommunications, Inc.. The
document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

ACKNOWLEDGMENT

DATE: 6/21/02

TO: Belk Souter

FROM: Luth, Division of the Commission Clerk and
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

06446-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

020119-TP or (if filed in an undocketed matter) concerning supplemental

response to state's subpoena., and

filed on behalf of Patrick Turner. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

CCA Official Filing:

6/28/02*****10:35 AM*****Matilda Sanders*****1

Matilda Sanders

0875-PAA

From: Andrea Cowart
Sent: Friday, June 28, 2002 10:25 AM
To: CCA - Orders / Notices
Cc: Felicia Banks; Levent Ileri
Subject: Order

24

PAA Order

020119 - 020119or.frb

Andrea N. Cowart, Deputy Clerk
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-6215 Facsimile

10/0

CCA Official Filing:

7/15/02*****8:55 AM*****Matilda Sanders*****1

Matilda Sanders

0958 - FOF

From: Janice Banka
Sent: Monday, July 15, 2002 8:57 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 7/15/02 8:53:00 AM
Docket Number: 020119-TP
Filename / Path: 020119a.alc
Order Type: Signed / Hand Deliver

2pgs

RECEIVED-FPSC
02 JUL 15 PM 1:53
COMMISSION
CLERK

Order Authorizing Qualified Representative Status.

Number of pages in order - 2.

Thanks "J"

p/o

CCA Official Filing:

7/19/02*****10:44 AM*****Matilda Sanders*****1

Matilda Sanders

0986 - PCd

From: Jackie Schindler
Sent: Friday, July 19, 2002 10:43 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

3 pop

Date and Time: 7/19/02 10:35:00 AM
Docket Number: 020119-TP
Filename / Path: 020119fccf.frb and 020119itc.frb

The following Orders Granting Intervention (there are two of them) have been moved to GC Orders for issuance today:

Docket 020119-TP

Order Granting Intervention

File Names: 020119fccf.frb
020119itc.frb

1 a/b

Thanks!

js

CCA Official Filing:

7/19/02***10:44 AM*****Matilda Sanders*****1**

Matilda Sanders

6987-PCO

From: Jackie Schindler
Sent: Friday, July 19, 2002 10:43 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

3 pgs

Date and Time: 7/19/02 10:35:00 AM
Docket Number: 020119-TP
Filename / Path: 020119fcca.frb and 020119itc.frb

The following Orders Granting Intervention (there are two of them) have been moved to GC Orders for issuance today:

Docket 020119-TP

Order Granting Intervention

File Names: 020119fcca.frb
020119itc.frb

MB

Thanks!

js

ORIGINAL

July 24, 2002

Via Facsimile and US Mail

Ms. Blanca S. Bayó
Director, Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

RECEIVED-FPSC
02 JUL 26 AM 9:44
COMMISSION
CLERK

Re: **Docket No. 020119-TP**
In re: Petition for expedited review and cancellation of
BellSouth Telecommunications, Inc.'s Key Customer promotional tariffs
and for investigation of BellSouth's promotional pricing and marketing practices, by
Florida Digital Network, Inc.

Dear Ms. Bayó:

On June 12, 2002, ITC^DeltaCom filed a Petition to Intervene in the above-referenced docket. Intervention was granted by Order No. PSC-02-0987-PCO-TP issued July 19, 2002.

Please note that all documents and correspondence related to this docket should be sent to the attention of Ms. Nanette Edwards at the following address:

Nanette Edwards
ITC^DeltaCom
4092 S. Memorial Parkway
Huntsville, Alabama 35802
256-382-3856 (phone)
256-382-3936 (fax)

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same in the enclosed self-addressed stamped envelope.

Should you have any questions, please do not hesitate to contact me at (256) 382-7090.

Sincerely,

ITC^DELTACOM COMMUNICATIONS, INC.
d/b/a ITC^DELTACOM

Leigh Ann Wooten
Regulatory Manager

RECEIVED & FILED
R2M

FPSC-BUREAU OF RECORDS

AUS
CAF
CMP
COM
CTR
ECR
GCL
OPC
MMS
SEC
OTH

Done
7/29/02



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: August 14, 2002

TO: Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services
FROM: Jane Faurot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services
RE: DOCKET NO. 020119-TP, AGENDA ITEM #11 OF 6-18-02 AGENDA CONFERENCE.

RE: PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS AND FOR INVESTIGATION OF BELL SOUTH'S PROMOTIONAL PRICING AND MARKETING PRACTICES, BY FLORIDA DIGITAL NETWORK, INC.

DOCUMENT NO. 08533, 8-15-02

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, SER, CMP

Acknowledged BY:



JF/pc

CCA Official Filing:

8/22/02***10:25 AM*****Matilda Sanders*****1**

Matilda Sanders

From: Jackie Schindler
Sent: Thursday, August 22, 2002 10:26 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 8/22/02 10:23:00 AM
Docket Number: 020119-tp & 020578-tp
Filename / Path: 020119id.frb
Notice Type: Memo for Issuance

A Notice of Issue Identification Meeting has been moved to GC Orders for issuance today.

PLEASE FAX THIS NOTICE TO ALL PARTIES AND INTERESTED PERSONS

Thanks!!!

Jackie

12/0

DN
08862-03

CCA Official Filing:

8/23/02*****9:41 AM*****Matilda Sanders*****1

Matilda Sanders

1153-PCO

From: Jackie Schindler
Sent: Friday, August 23, 2002 9:41 AM
To: CCA - Orders / Notices; Felicia Banks
Subject: Order / Notice Submitted

3

Date and Time: 8/23/02 9:40:00 AM
Docket Number: 020119-TL
Filename / Path: 020119i1.frb

An ORDER GRANTING INTERVENTION in the above referenced docket has been moved to GC Orders for issuance today. Thanks!

js

11/0

-A Official Filing:

9/23/02*****9:45 AM*****Matilda Sanders*****1

Matilda Sanders

1295-PCO

From: Jackie Schindler
Sent: Monday, September 23, 2002 9:44 AM
To: CCA - Orders / Notices; Felicia Banks
Subject: Order / Notice Submitted

Date and Time: 9/23/02 9:43:00 AM
Docket Number: 020119-TP & 020578-TP
Filename / Path: 020119oep.frb
Order Type: Signed / Hand Deliver

RECEIVED FPSC
SEP 23 AM 10:57
COMMISSION
CLERK

An Order Establishing Procedure has been moved to GC Orders for issuance today. The signed Order will be brought on our 10:30 delivery.

js

11/0

CCA Official Filing:

10/15/02***4:16 PM*****Kay Flynn*****1**

Kay Flynn

PSC-02-1415-PCO-TP

From: Jackie Schindler
Sent: Tuesday, October 15, 2002 4:14 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 10/15/02 4:12:00 PM
Docket Number: 020119-TP & 020578-TP - Consolidated
Filename / Path: 020119\exttime.wpd
Order Type: Signed / Hand Deliver

4

An Order Granting Extension of Time in the above referenced docket has been moved to GC Orders for issuance today. Felicia is bringing it to CCA right now. Thanks.

js

11/0

M E M O R A N D U M

OCTOBER 15, 2002

RECEIVED-PPSC
02 OCT 15 PM 4:14
COMMISSION
CLERK

TO: COMMISSIONER BRAULIO L. BAEZ

FROM: OFFICE OF THE GENERAL COUNSEL (BANKS) *FRB*

RE: DOCKET NO. 020119-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS AND FOR INVESTIGATION OF BELL SOUTH'S PROMOTIONAL PRICING AND MARKETING PRACTICES, BY FLORIDA DIGITAL NETWORK, INC.

DOCKET NO. 020578-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS BY FLORIDA COMPETITIVE CARRIERS ASSOCIATION.

PSC-

Attached is an ORDER GRANTING MOTION FOR EXTENSION OF TIME which is ready for your review and signature. Please call Jackie Schindler or Felicia Banks when it has been signed.

FRB/js
Attachment
020119\exttime.wpd

02 OCT 24 PM 1:18

October 23, 2002

via Overnight Mail

Ms. Blanca Bayó, Director
Division of the Commission Clerk
& Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RECEIVED-FPSC
02 OCT 24 PM 2:59
COMMISSION
CLERK

Re: Docket No. 020119 – Petition for Expedited Review and Cancellation Of
BellSouth Telecommunications, Inc.'s Key Customer Promotional Tariffs and For
an Investigation Of BellSouth's Promotional Pricing And Marketing Practices by
Florida Digital Network, Inc.

Re: Docket No. 020578 -- Petition for Expedited Review and Cancellation Of
BellSouth Telecommunications, Inc.'s Key Customer Promotional Tariffs by the
Florida Competitive Carrier's Association

Dear Ms. Bayó,

In accordance with the direction of Ms. Kay Flynn, please find enclosed for filing in the
above dockets an additional eight (8) copies of the Prefiled Direct Testimony and
Exhibits of Michael P. Gallagher on behalf of Florida Digital Network, Inc. ("FDN").
The original and seven copies of this material were filed in the above dockets today.

If you have any questions regarding this letter or the one attached, please call me at 407-
835-0460.

Sincerely,



Matthew Feil
Florida Digital Network
General Counsel

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYO
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

ACKNOWLEDGMENT

DATE: 10-25-02

TO:

Patrick W. Turner

FROM:

Ruth L. McGilb

Division of the Commission Clerk and
Administrative Services

RE:

Acknowledgment of Receipt of Confidential Filing

11738-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

020119-TP

020578-TP

or (if filed in an undocketed matter) concerning Conf. Clav.

for responses to FL Digital Networks 1st Interrogatories, and
Nos. 4, 14, 15, 18, 19, & 20 + Request for Production, Nos. 1 & 7
filed on behalf of BellSouth Tel., Inc. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

DOCUMENT NO.

PSC/CCA019-C (Rev 01/02)

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Internet E-mail: contact@psc.state.fl.us

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

ACKNOWLEDGMENT

DATE: 10-29-02

TO:

Patrick W. Turner

FROM:

Ruth McBillo, Division of the Commission Clerk and
Administrative Services

RE:

Acknowledgment of Receipt of Confidential Filing

11870-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

020119-TP

020578-TP

or (if filed in an undocketed matter) concerning conf. class.

for their Supplemental Response to FPSC Staff's 3rd Set
of Interrogatories, Item No. 14, and
filed on behalf of BellSouth Tel. Inc. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

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Internet E-mail: contact@psc.state.fl.us

STATE OF FLORIDA

COMMISSIONERS:
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J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYO
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

ACKNOWLEDGMENT

DATE: 10-30-02

TO:

Patrick W. Turner

FROM:

Ruth McQuill

Division of the Commission Clerk and
Administrative Services

RE:

Acknowledgment of Receipt of Confidential Filing

11908-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

020119-TP

020578-TP

or (if filed in an undocketed matter) concerning

Conf. Classen

BS's Supplemental Response to FL Digital Network, and
Interrogatories, Jan 16, 02

filed on behalf of

Reliance South, Inc.. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

ACKNOWLEDGMENT

DATE: 11-5-02

TO: Patrick W. Turner
FROM: Ruth McCall, Division of the Commission Clerk and
Administrative Services
RE: Acknowledgment of Receipt of Confidential Filing

12169-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.
020119-TP
020578-TP or (if filed in an undocketed matter) concerning conf. class.
for responses filed to FPSC Staff's 5th Set of Interrogatories, and
filed on behalf of Bel South Tel, Inc. The
document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYO
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

ACKNOWLEDGMENT

DATE: 11-13-02

TO:

James Mesa, III

FROM:

Ruth McEl

Division of the Commission Clerk and
Administrative Services

RE:

Acknowledgment of Receipt of Confidential Filing

12246-02

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No. 020119-TP
020578-TP or (if filed in an undocketed matter) concerning Conf. Class.
for Exhibits CG-4 to the Direct Testimony of Carlos Garcia
& W. Bernard Shell Exhibits WSI-4 WS-2 and
filed on behalf of BellSouth Tel., Inc. The
document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/02)

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: contact@psc.state.fl.us

CCA Official Filing:

11/19/02***4:26 PM*****Kay Flynn*****1**

Kay Flynn

PSC-02-1602-PCO-TP

From: Andrea Cowart
Sent: Tuesday, November 19, 2002 4:25 PM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Order

4

ORDER GRANTING EXTENSION OF TIME TO
FILE REBUTTAL TESTIMONY AND PREHEARING STATEMENTS
AND MODIFYING ORDER ESTABLISHING PROCEDURE

020119-TP, 020578-TP - 020119conford.frb

signed/hand-delivered

Andrea N. Cowart, Executive Secretary
Office of the General Counsel
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6402 Phone
(850) 293-6402 Suncom
(850) 413-7180 Facsimile

11/0

M E M O R A N D U M

November 19, 2002

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (BANKS) *FRB*

RE: DOCKET NO. 020119-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS AND FOR INVESTIGATION OF BELL SOUTH'S PROMOTIONAL PRICING AND MARKETING PRACTICES, BY FLORIDA DIGITAL NETWORK, INC.

DOCKET NO. 020578-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS BY FLORIDA COMPETITIVE CARRIERS ASSOCIATION.

Attached is an ORDER GRANTING EXTENSION OF TIME TO FILE REBUTTAL TESTIMONY AND PREHEARING STATEMENTS AND MODIFYING ORDER ESTABLISHING PROCEDURE, with attachments, to be issued in the above-referenced docket. (Number of pages in order - 3)

DATE ORDER SENT ELECTRONICALLY TO CCA

11/19/02.

FRB/anc

Attachment

I:020119conford.frb

RECEIVED-FPSC

02 NOV 21 AM 9:44

COMMISSION
CLERK

Toll Free 888-275-0777
Tel. 478-475-9800
Fax. 478-475-9988
www.accesscomm.com

Suite 107
4885 Riverside Drive
Macon, GA 31210

November 19, 2002

TJ268
TX326

020119

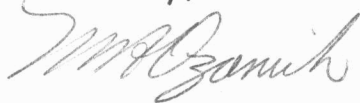
Blanca S. Bayó, Director
Division of the Commission Clerk & Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Dear Ms. Bayó:

Please update any notification and/or administrative service lists maintained by the Commission where you currently have J. Rodney Page as the contact to show my name, address and telephone numbers as listed below, especially notifications sent by the FAXSERV. All other contact information for Access Integrated Networks should remain the same.

Please do not hesitate to contact me if you have any questions. Thank you.

Sincerely,



Mark A. Ozanick, Senior Regulatory Analyst
Access Integrated Networks, Inc.
4885 Riverside Dr.
Macon, GA 31210-1148
478-405-3821 (O)
478-405-3111 (F)
mark.ozanick@accesscomm.com

DISTRIBUTION CENTER
02 NOV 21 AM 7:52

CCA Official Filing:

11/27/02*****11:16 AM*****Matilda Sanders*****1

Matilda Sanders

1671-FOF

From: Jackie Schindler
Sent: Wednesday, November 27, 2002 11:16 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 11/27/02 11:14:00 AM
Docket Number: RESEND
Filename / Path: RESEND

RESEND!!!! Forgot the file names and docket numbers!

Orders Authorizing Qualified Representative Status

Docket No.	
020507-TL	020507a.alc
020119-TP	020119a.alc
020578-TP	020578a.alc

RECEIVED-FPSC
02 NOV 27 PM 1:49
COMMISSION
CLERK

sorry...

thanks!

11/0

CCA Official Filing:

12/2/02*****2:33 PM*****Matilda Sanders*****1

Matilda Sanders

From: LaSandra Givens
Sent: Monday, December 02, 2002 2:24 PM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Order / Notice Submitted

3

Date and Time: 12/2/02 2:23:00 PM
Docket Number: 020119-TP, 020578-TP
Filename / Path: 020119NOTICE.FRB
Notice Type: Prehearing/Hearing

RECEIVED-FPSC
02 DEC -2 PM 2:34
COMMISSION
CLERK

NOTICE OF COMMISSION HEARING AND PREHEARING

CCS✓

PLEASE FAX TO ALL PARTIES OF RECORD AND ISSUE TODAY!

THANK YOU.

68/9 Notice Hearing (Telcom)
+39 Govt.
remailed 303 on 12/03/02

13116-03

CCA Official Filing:

12/2/02*****3:07 PM*****Matilda Sanders*****1

Matilda Sanders

PSC-02-1684-FOF-TP

From: Janice Banka
Sent: Monday, December 02, 2002 2:57 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

2pgs

RECEIVED-PSC
02 DEC -3 AM 10:32
COMMISSION
CLERK

Date and Time: 12/2/02 2:56:00 PM
Docket Number: 020119-TP
Filename / Path: 020119b.alc
Order Type: Signed / Hand Deliver

Order Authorizing Qualified Representative Status.

Number of pages in order - 2.

Thanks "J"

11/0

CCA Official Filing:

12/13/02*****11:47 AM*****Matilda Sanders*****1

Matilda Sanders

1757-CFO

From: LaSandra Givens
Sent: Friday, December 13, 2002 11:33 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

15

Date and Time: 12/13/02 11:31:00 AM
Docket Number: 020119-TP & 020578-TP
Order Type: Signed / Hand Deliver

RECEIVED-FPSC
02 DEC 13 AM 11:50
COMMISSION
CLERK

BELLSOUTH'S REQUEST FOR CONFIDENTIAL CLASSIFICATION

FILE NAME	ORDER NO.
020119CONF1.LHD	PSC-02-1757-CFO-TP
020119CONF2.LHD	PSC-02-1758-CFO-TP
020119CONF3.LHD	PSC-02-1759-CFO-TP

ATTACHMENTS ARE NOT ON-LINE/SIGNED BY A COMMISSIONER/HARD COPY WILL BE DELIVERED SHORTLY

13 mailed

CCA Official Filing:

12/13/02*****11:47 AM*****Matilda Sanders*****1

Matilda Sanders

1758-CFO

From: LaSandra Givens
Sent: Friday, December 13, 2002 11:33 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

19

Date and Time: 12/13/02 11:31:00 AM
Docket Number: 020119-TP & 020578-TP
Order Type: Signed / Hand Deliver

RECEIVED-FPSC
02 DEC 13 AM 11:50
COMMISSION
CLERK

BELLSOUTH'S REQUEST FOR CONFIDENTIAL CLASSIFICATION

FILE NAME	ORDER NO.
020119CONF1.LHD	PSC-02-1757-CFO-TP
020119CONF2.LHD	PSC-02-1758-CFO-TP
020119CONF3.LHD	PSC-02-1759-CFO-TP

ATTACHMENTS ARE NOT ON-LINE/SIGNED BY A COMMISSIONER/HARD COPY WILL BE DELIVERED SHORTLY

13 mailed

CCA Official Filing:

12/13/02*****11:47 AM*****Matilda Sanders*****1

Matilda Sanders

1759-CFO

From: LaSandra Givens
Sent: Friday, December 13, 2002 11:33 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

13

Date and Time: 12/13/02 11:31:00 AM
Docket Number: 020119-TP & 020578-TP
Order Type: Signed / Hand Deliver

BELLSOUTH'S REQUEST FOR CONFIDENTIAL CLASSIFICATION

FILE NAME	ORDER NO.
020119CONF1.LHD	PSC-02-1757-CFO-TP
020119CONF2.LHD	PSC-02-1758-CFO-TP
020119CONF3.LHD	PSC-02-1759-CFO-TP

RECEIVED-FPSC
02 DEC 13 AM 11:50
COMMISSION
CLERK

ATTACHMENTS ARE NOT ON-LINE/SIGNED BY A COMMISSIONER/HARD COPY WILL BE DELIVERED SHORTLY

13 mailed



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: December 18, 2002

TO: Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services

FROM: Jane Faurot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services

RE: DOCKET NO. 020119-TP and 020578-TP, PREHEARING HELD 12-16-02.

RE: BELLSOUTH/FLORIDA DIGITAL


DOCUMENT NO. 13767, 12-18-02

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, CMP

Acknowledged BY:



JF/pc

PSC/CCA028-C (Rev10/01)

CCA Official Filing:

1/8/03***9:45 AM*****Matilda Sanders*****1**

Matilda Sanders

0065 - P110

From: Andrea Cowart
Sent: Wednesday, January 08, 2003 9:42 AM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Orders

38

000075 - 000075finalorder.wpd
Order Denying Motions for Reconsideration

020119, 020578 - 020119/020119PHO.wpd
Prehearing Order and Second Order Modifying Procedure

signed/hand-delivered

Andrea N. Cowart, Executive Secretary
Office of the General Counsel
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6402 Phone
(850) 293-6402 Suncom
(850) 413-7180 Facsimile

RECEIVED TPSC
03 JAN -8 AM 10:51
COMMISSION
CLERK

13 mailed

CCA Official Filing:

1/13/03***3:15 PM*****Matilda Sanders*****1**

Matilda Sanders

PSC-02-1758 A-CFO-TP

From: LaSandra Givens
Sent: Monday, January 13, 2003 3:12 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

2

Date and Time: 1/13/03 3:12:00 PM
Docket Number: 020119-tp, 020578-tp
Filename / Path: 020119a.lhd

amendatory order

11/0

CCA Official Filing:

2/5/03*****2:07 PM*****Matilda Sanders*****1

Matilda Sanders

From: Andrea Cowart
Sent: Wednesday, February 05, 2003 1:54 PM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: FW: Notice - FYI

-----Original Message-----

From: Felicia Banks
Sent: Wednesday, February 05, 2003 1:47 PM
To: Andrea Cowart
Subject: RE: Notice

Correction- It is Revised Notice of Commission Hearing. (The prehearing has already taken place). Thanks.

-----Original Message-----

From: Andrea Cowart
Sent: Wednesday, February 05, 2003 1:45 PM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Notice

020119no2.frb

REVISED Notice of Commission Hearing and Prehearing

**Andrea N. Cowart, Executive Secretary
Office of the General Counsel
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6402 Phone
(850) 293-6402 Suncom
(850) 413-7180 Facsimile**

70 / 8 .

+ 303 govt.
(Mayors/Clerks)

CCA Official Filing:

2/6/03*****11:48 AM*****Matilda Sanders*****1

Matilda Sanders

0183-PCO

From: Andrea Cowart
Sent: Thursday, February 06, 2003 11:39 AM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Order

4

RECEIVED PSC
02 FEB - 6 AM 11:51
COMMISSION
CLERK

Order Granting FDN's Motion for Leave to Take Telephonic Deposition

020119, 020578, 021252 - 020119mo3.frb

signed/hand-delivered

Andrea N. Cowart, Executive Secretary
Office of the General Counsel
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6402 Phone
(850) 293-6402 Suncom
(850) 413-7180 Facsimile

12/0

CCA Official Filing:

2/11/03*****9:37 AM*****Matilda Sanders*****1

Matilda Sanders

0203 - PC0

From: Andrea Cowart
Sent: Tuesday, February 11, 2003 9:38 AM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Order

13

RECEIVED-PSC
03 FEB 11 AM 10:51
COMMISSION
CLERK

Order Granting In Part, And Denying In Part, BellSouth's Motion to Compel

020119, 020578, 021252 - 020119motion.wpd

signed/hand-delivered

**Andrea N. Cowart, Executive Secretary
Office of the General Counsel
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6402 Phone
(850) 293-6402 Suncom
(850) 413-7180 Facsimile**

12/0

M E M O R A N D U M

February 12, 2003

RECEIVED-TPSC
03 FEB 13 PM 1:29

COMMISSIONER
CLERK

TO: COMMISSIONER BRAULIO L. BAEZ, AS PREHEARING OFFICER
FROM: OFFICE OF THE GENERAL COUNSEL (L. Dodson) *LHD BK*
RE: DOCKET NO. 020119-TP - PETITION FOR EXPEDITED REVIEW AND
CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY
CUSTOMER PROMOTIONAL TARIFFS AND FOR INVESTIGATION OF
BELL SOUTH'S PROMOTIONAL PRICING AND MARKETING PRACTICES,
BY FLORIDA DIGITAL NETWORK, INC.

DOCKET NO. 020578-TP - PETITION FOR EXPEDITED REVIEW AND
CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY
CUSTOMER PROMOTIONAL TARIFFS BY FLORIDA COMPETITIVE
CARRIERS ASSOCIATION.

DOCKET NO. 021252-TP - PETITION FOR EXPEDITED REVIEW AND
CANCELLATION OR SUSPENSION OF BELL SOUTH
TELECOMMUNICATIONS, INC.'S KEY CUSTOMER TARIFF FILED
12/16/02, BY FLORIDA DIGITAL NETWORK, INC.

Attached is an ORDER GRANTING BELL SOUTH'S REQUEST FOR
CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 13685-02 (X-REF
DOCUMENT NO. 12953-02) AND DOCUMENT NO. 13992-02 (X-REF DOCUMENT NO.
13259-02), which is ready for your review and signature. Please
call LaSandra Givens or Linda Dodson when it has been signed.
(Number of pages in order - 10)

LHD/lg
Attachment
I: 020119conf2.lhd

CCA Official Filing:

2/13/03*****12:34 PM*****Matilda Sanders*****1

Matilda Sanders

PSC-03-0219-CFO-TP

From: LaSandra Givens
Sent: Thursday, February 13, 2003 12:34 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

Date and Time: 2/13/03 12:31:00 PM
Docket Number: 020119-TP, 020578-TP, 021252-TP
Filename / Path: 020119CONF2.LHD
Order Type: Signed / Hand Deliver

10 pgs
att's
are on-line

COMMISSION
CLERK

FEB 13 PM 1:29

RECEIVED-PSC

ORDER GRANTING BELL SOUTH'S REQUEST FOR CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 13685-02 (X-REF DOCUMENT NO. 12953-02) AND DOCUMENT NO. 13992-02
(X-REF DOCUMENT NO. 13259-02)

SIGNED BY A COMMISSIONER/HARD COPY WILL BE HAND DELIVERED ON 1:30 MAIL RUN

12/0

CCA Official Filing:

2/13/03*****12:30 PM*****Matilda Sanders*****1

Matilda Sanders

PSC-03-0220-CFO-TP

From: LaSandra Givens
Sent: Thursday, February 13, 2003 12:31 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

7 pgs

att's are
on-line

Date and Time: 2/13/03 12:29:00 PM
Docket Number: 020119-TP, 020578-TP, 021252-TP
Filename / Path: 020119CONF1.LHD
Order Type: Signed / Hand Deliver

RECEIVED-FPSC
03 FEB 13 PM 1:29
COMMISSION
CLERK

ORDER GRANTING FLORIDA DIGITAL NETWORK'S REQUEST FOR CONFIDENTIAL CLASSIFICATION OF
DOCUMENT NO. 13621-02 (X-REF DOCUMENT NO. 12955-02)

SIGNED BY A COMMISSIONER/HARD COPY WILL BE HAND DELIVERED ON 1:30 MAIL RUN

12/0

M E M O R A N D U M

February 11, 2003

RECEIVED-FPSC
03 FEB 13 PM 1:29
COMMISSIONER
CLERK

TO: COMMISSIONER BRAULIO L. BAEZ, AS PREHEARING OFFICER

FROM: OFFICE OF THE GENERAL COUNSEL (L. Dodson) *[Signature]* *DL*

RE: DOCKET NO. 020119-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS AND FOR INVESTIGATION OF BELL SOUTH'S PROMOTIONAL PRICING AND MARKETING PRACTICES, BY FLORIDA DIGITAL NETWORK, INC.

DOCKET NO. 020578-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS BY FLORIDA COMPETITIVE CARRIERS ASSOCIATION.

DOCKET NO. 021252-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OR SUSPENSION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER TARIFF FILED 12/16/02, BY FLORIDA DIGITAL NETWORK, INC.

Attached is an ORDER GRANTING FLORIDA DIGITAL NETWORK'S REQUEST FOR CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 13621-02 (X-REF DOCUMENT NO. 12955-02), which is ready for your review and signature. Please call LaSandra Givens or Linda Dodson when it has been signed. (Number of pages in order - 7)

LHD/lg
Attachment
I: 020119conf1.lhd

CCA Official Filing:

2/14/03*** 4:06 PM*****Marguerite Lockard *****1**

Marguerite Lockard

PSC-03-0223 PCO-TP

From: Andrea Cowart
Sent: Friday, February 14, 2003 4:06 PM
To: CCA - Orders / Notices
Cc: Felicia Banks; Linda Dodson
Subject: Order

7 pgs

Order Granting In Part, And Denying In Part, Florida Digital Network's Second Motion to Compel
020119FDNcompel.lhd

signed/hand-delivered

Andrea N. Cowart, Executive Secretary
Office of the General Counsel
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6402 Phone
(850) 293-6402 Suncom
(850) 413-7180 Facsimile

RECEIVED-PSC
03 FEB 14 PM 4:12
COMMISSION
CLERK

12/10

M E M O R A N D U M

February 14, 2003

RECEIVED FPSC
FEB 14 PM 5:11
COMMISSION
CLERK

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (BANKS, DODSON) *FRB*

RE: DOCKET NO. 020119-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELLSOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS AND FOR INVESTIGATION OF BELLSOUTH'S PROMOTIONAL PRICING AND MARKETING PRACTICES, BY FLORIDA DIGITAL NETWORK, INC.

DOCKET NO. 020578-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELLSOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS BY FLORIDA COMPETITIVE CARRIERS ASSOCIATION.

DOCKET NO. 021252-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OR SUSPENSION OF BELLSOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER TARIFF FILED 12/16/02, BY FLORIDA DIGITAL NETWORK, INC.

Attached is an ORDER GRANTING IN PART, AND DENYING IN PART, FLORIDA DIGITAL NETWORK'S SECOND MOTION TO COMPEL, to be issued in the above-referenced docket. (Number of pages in order - 7)

DATE ORDER SENT ELECTRONICALLY TO CCA

2/14/03

FRB/LHD/anc

Attachment

I:020119/020119FDNcompel.lhd

CCA Official Filing:

2/17/03*****1:28 PM*****Matilda Sanders*****1

Matilda Sanders

PSC-03-0223A-PCO-TP

From: LaSandra Givens
Sent: Monday, February 17, 2003 1:28 PM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

2

Date and Time: 2/17/03 1:27:00 PM
Docket Number: 020119-TP, 020578-TP, 021252-TP
Filename / Path: 020119A.LHD
Order Type: Signed / Hand Deliver

AMENDATORY ORDER

SIGNED BY A COMMISSIONER/HARD COPY HAND DELIVERED

RECEIVED-PSC
03 FEB 17 PM 1:41
COMMISSION
CLERK

12/0

CCA Official Filing:

2/21/03*****3:43 PM*****Matilda Sanders*****1

Matilda Sanders

0261 - CO

From: Andrea Cowart
Sent: Friday, February 21, 2003 3:43 PM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Order

3

021252, 020119, 020578 - 021252co.frb
Consummating Order

Andrea N. Cowart, Executive Secretary
Office of the General Counsel
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6402 Phone
(850) 293-6402 Suncom
(850) 413-7180 Facsimile

13/0



Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: March 5, 2003

TO: Blanca Bayó, Director, Commission Clerk and Administrative Services

FROM: Jane Faurot, Chief, Office of Hearing Reporter Services

RE: DOCKET NOS. 020119-TP, 020578-TP and 021252-TP -
HEARING HELD 02-19&20-03.

Attached for filing are Exhibits 1 through 29, representing a complete filing of the exhibits identified and admitted into the record during the proceedings held in the above docket.

Acknowledged BY:

A handwritten signature in black ink, appearing to read "T. Jefferson", written over a horizontal line.

JF/rlm

020119

PENNINGTON, MOORE, WILKINSON, BELL & DUNBAR, P.A.**ATTORNEYS AT LAW**

215 South Monroe Street, Suite 200

Tallahassee, FL 32301

850 / 222-3533

Fax: 850 / 222-2126

Pete@penningtonlawfirm.com

FACSIMILE TRANSMISSION COVER SHEET

DATE: March 7, 2003**TO:** Blanca Bayo**FAX:** 413-7118**CLIENT:** 08656**FROM:** Peter M. Dunbar**COMMENTS/INSTRUCTIONS:**

Please see attached.

YOU SHOULD RECEIVE 2 PAGES, INCLUDING THIS COVER SHEET. IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CONTACT :

Brandi Williams at (850) 222-3533

CONFIDENTIAL AND PRIVILEGED

The information contained in this facsimile message is legally confidential and privileged information. It is intended only for the use of the person or entity named above. If you receive this message and you are not the intended recipient, you are hereby notified that any copy, dissemination or distribution of this information is prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original information to us at the address shown above via U.S. mail.

THANK YOU FOR YOUR CONSIDERATION

PENNINGTON, MOORE, WILKINSON, BELL & DUNBAR, P.A.

ATTORNEYS AT LAW

JOAN H. ANDERSON
DOUGLAS S. BELL
SAMUEL P. BELL, III
FREDERICK L. BUSACK
KAREN M. CAMECHIS
KEVIN X. CROWLEY
MARK K. DELEGAL
MARC W. DUNBAR
PETER M. DUNBAR
MARTHA J. EDENFIELD
CYNTHIA SIMMONS FLETCHER
MARK T. HANEY
WILEY HORTON
WILLIAM H. HUGHES, III

KORY J. ICKLER[†]
KIMBERLY L. KING
STEVEN M. MALONO
EDGAR M. MOORE
E. MURRAY MOORE, JR.
BRIAN A. NEWMAN
JOHN C. PELHAM
CARL R. PENNINGTON, JR., P.A.
CARY A. SHIPMAN
SUSAN K. SPURGEON[‡]
LESLIE G. STREET
MICHAEL J. THOMAS[†]
CYNTHIA S. TUNNICLIFF
WILLIAM E. WHITNEY
BEN H. WILKINSON

CATHI C. WILKINSON
JULIUS J. ZSCHAU[†]

OF COUNSEL
ROBERT CINTRON, JR.
R. STUART HUFF, P.A.
Cori Gaines, Florida
CHRISTOPHER W. KANAGA^{*}
(Admitted in Massachusetts & Colorado Only)
CHRISTIAN O'RYAN, P.A.

SPECIAL CONSULTANTS

R.Z. SAFLEY^{*}
JAMES E. HARRIS, JR.^{*}
MEREDITH W. SNOWDEN^{*}

*not a member of the Florida Bar
† also admitted in Louisiana
‡ also admitted in Illinois
† also admitted in Georgia

TALLAHASSEE OFFICE:
215 SOUTH MONROE STREET
2ND FLOOR
TALLAHASSEE, FLORIDA 32301
(850) 222-3533
FAX (850) 222-2126

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2701 NORTH ROCKY POINT DRIVE
SUITE 830
TAMPA, FLORIDA 33607
(813) 639-9599
FAX (813) 639-1488

EMAIL: small@penningtonlawfirm.com

REPLY TO:
P.O. BOX 10095
TALLAHASSEE, FL 32302-2095

Ms. Blanca Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

via Facsimile
413-7118

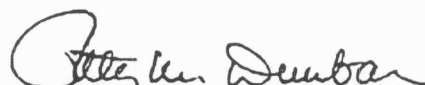
Dear Ms. Bayo:

Please forward the following dockets that are currently being mailed to Karen M. Camechis to Peter M. Dunbar, as Karen will no longer be representing Time Warner Telecom:

030019 020119 020129

Respectfully,

PENNINGTON, MOORE, WILKINSON,
BELL & DUNBAR, P.A.



PETER M. DUNBAR, ESQ.

Fla. Bar No. 146594
Pennington, Moore, Wilkinson,
Bell & Dunbar, P.A.
Post Office Box 10095 (32302)
215 South Monroe Street, 2nd Floor
Tallahassee, Florida 32301
(850) 222-3533
(850) 222-2126 (fax)

Dane

3/07/03

PMD/blw

CCA Official Filing:

6/18/03*****2:18 PM*****Matilda Sanders*****1

Matilda Sanders

0726 - FOF

From: Andrea Cowart
Sent: Wednesday, June 18, 2003 2:18 PM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Order

50

Final Order on BellSouth's Key Customer Tariffs

020119, 020578, 021252 - 020119ord.ago

**Andrea N. Cowart, Executive Secretary
Office of the General Counsel
State of Florida Public Service Commission
acowart@psc.state.fl.us
(850) 413-6214 Phone
(850) 293-6214 Suncom
(850) 413-7180 Facsimile**

14 mailed

Kay Flynn

From: Denise Karnes
Sent: Friday, August 29, 2003 9:31 AM
To: Alina Dieguez; Beth Salak; Betty Ashby; Bev DeMello; Blanca Bayo; Bob Trapp; Braulio Baez; Breda Platt; Carol Purvis; Cayce Hinton; Charles Davidson; Chuck Hill; Cindy Miller; Dan Hoppe; Della Fordham; Diane Lee; Dorothy Boone; Harold McLean; Hurd Reeves; J. Terry Deason; Janet Brunson; Janet Harrison; JoAnn Chase; Jorge Chamizo; Kathleen Stewart; Katrina Tew; Kay Flynn; Kay Posey; Kevin Bloom; Kevin Neal; Larry Harris; Lila Jaber; Martha Golden; Mary Bane; Mary Macko; Norma Jenkins; Pat Dunbar; Patsy White; Richard Tudor; Roberta Bass; Rudy Bradley; Sharon Allbritton; Susan Howard; Tarik Noriega; Thelma Crump; Tim Devlin; Veronica Washington; Vic Cordiano
Subject: Items of Interest at Upcoming Agenda Conference, 10/2/03



082903prl.wpd

The attached news release was sent to the daily newspapers this morning,
8/29/03.



State of Florida
Public Service Commission
NEWS RELEASE

August 29, 2003

Contact: ● 850-413-6482

ITEMS OF INTEREST AT UPCOMING AGENDA CONFERENCE

TALLAHASSEE - The following items are among those scheduled for consideration by the Commission at the September 2, 2003, Agenda Conference.

ITEM 3 DOCKET NO. 030415-TP - PROPOSED AMENDMENT OF RULES 25-4.110, CUSTOMER BILLING FOR LOCAL EXCHANGE TELECOMMUNICATIONS COMPANIES; 25-24.490, CUSTOMER RELATIONS, RULES INCORPORATED; 25-24.585, RULES, INCORPORATED; AND 25-24.845, CUSTOMER RELATIONS; RULES INCORPORATED, F.A.C. The Commission will consider amendments to various rules relevant to customer billing for local exchange telecommunications companies.

ITEM 4 DOCKET NO. 030846-TL - IMPLEMENTATION OF SECTION 364.164, FLORIDA STATUTES. The Commission will review procedural matters related to Section 364.164, Florida Statutes. These matters are associated with the Tele-Competition Innovation and Infrastructure Act, which was enacted by the Florida Legislature and became effective on May 23, 2003.

ITEM 5 DOCKET NO. 020119-TP, 020578-TP, 021252-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS AND FOR INVESTIGATION OF BELL SOUTH'S PROMOTIONAL PRICING AND MARKETING PRACTICES, BY FLORIDA DIGITAL NETWORK, INC.; PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS BY FLORIDA COMPETITIVE CARRIERS ASSOCIATION; PETITION FOR EXPEDITED REVIEW AND CANCELLATION OR SUSPENSION OF BELL SOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER TARIFF FILED 12/16/02, BY FLORIDA DIGITAL NETWORK, INC. The Commission will consider a staff recommendation addressing issues raised in three petitions related to BellSouth's implementation of Key Customer promotions.

###

Marguerite Lockard

1057-FOF

From: Andrea Cowart
Sent: Monday, September 22, 2003 2:43 PM
To: CCA - Orders / Notices
Cc: Felicia Banks
Subject: Order

8

020119, 020578, 021252 - 020119or.frb

Order Denying Motion for Reconsideration

Andrea N. Cowart
Executive Secretary
Florida Public Service Commission
Office of the General Counsel
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
(850) 413-6214 phone
(850) 413-7180 facsimile
acowart@psc.state.fl.us

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STATE OF FLORIDA



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

October 16, 2003

Ms. Nancy H. Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301-1556

**Re: Return of Confidential Documents to the Source, Docket Nos. 020119-TP
and 021252-TP**

Dear Ms. Sims:

Commission staff have advised that Confidential Document Nos. 01221-03, 01516-03, and 03069-03, filed on behalf of BellSouth Telecommunications, Inc. can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning this matter.

Sincerely,

A handwritten signature in dark ink, appearing to be "KF" or "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF/mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Office of the General Counsel

SIGNED FOR BY DATE 10/16/03 4:00 pm
LORIN BOYLE

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

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BLANCA S. BAYÓ
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(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

October 16, 2003

(CERTIFIED MAIL NO. 7002-0860-0001-1755-6477)

Matthew Feil, Esquire
Florida Digital Network
390 North Orange Avenue, Suite 2000
Orlando, Florida 32801

**Re: Return of Confidential Documents to the Source, Docket Nos. 020119-TP
and 021252-TP**

Dear Ms. Corsig:

Commission staff have advised that Confidential Document Nos. 01438-03, 02297-03, and 03677-03, filed on behalf of Florida Digital Network, Inc. can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF/mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Office of the General Counsel

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
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Public Service Commission

October 16, 2003

(CERTIFIED MAIL NO. 7002-0860-0001-1755-6477)

Matthew Feil, Esquire
Florida Digital Network
390 North Orange Avenue, Suite 2000
Orlando, Florida 32801

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and 021252-TP**

Dear Ms. Corsig:

Commission staff have advised that Confidential Document Nos. 01438-03, 02297-03, and 03677-03, filed on behalf of Florida Digital Network, Inc. can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF/mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Office of the General Counsel

CCA Official Filing

10/21/2003*****

8:46 AM*****

Matilda Sanders*****1

Matilda Sanders

1180 - CFJ

From: LaSandra Givens
Sent: Tuesday, October 21, 2003 8:46 AM
To: CCA - Orders / Notices
Subject: Order / Notice Submitted

5

Date and Time: 10/21/2003 8:40:00 AM
Docket Number: 020119-TP, 020578-TP, 021252-TP
Filename / Path: 020119CONF3.LHD
Order Type: Signed / Hand Deliver

ORDER GRANTING REQUEST FOR CONFIDENTIAL CLASSIFICATION

SIGNED BY A COMMISSIONER/HARD COPY HAND DELIVERED

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M E M O R A N D U M

NOVEMBER 27, 2003

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (BANKS) *FRB*

RE: DOCKET NO. 020119-TP - PETITION FOR EXPEDITED REVIEW AND CANCELLATION OF BELLSOUTH TELECOMMUNICATIONS, INC.'S KEY CUSTOMER PROMOTIONAL TARIFFS AND FOR INVESTIGATION OF BELLSOUTH'S PROMOTIONAL PRICING AND MARKETING PRACTICES, BY FLORIDA DIGITAL NETWORK, INC.

Attached is an ORDER AUTHORIZING QUALIFIED REPRESENTATIVE STATUS to be issued in the above-referenced docket. (Number of pages in order - 2)

DATE ORDER SENT ELECTRONICALLY TO CCA *12-02-02*

FB/ALC/jb
I:020119b.alc

STATE OF FLORIDA

COMMISSIONERS:
LILA A. JABER, CHAIRMAN
J. TERRY DEASON
BRAULIO L. BAEZ
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

December 10, 2003

Matthew J. Feil, Esquire
Florida Digital Network, Inc.
390 North Orange Avenue, Suite 2000
Orlando, Florida 32801-1640

**Re: Supreme Court Case No. SC03-1923 - Florida Digital Network, Inc.
vs. Lila A. Jaber, Chairman, et al. (FPSC Docket No. 021252-TP,
020119-TP, and 020578-TP)**

Dear Mr. Feil:

Enclosed is an index to the above-referenced docket on appeal. Please look the index over and let me know if you have any questions concerning the contents of the record.

Please note that the last page of the index contains a list of the **confidential documents** that will be filed with the Supreme Court. **It will be the responsibility of the parties to ask the Court for continued confidential treatment of these documents.** The record will be filed with the Court on or before February 9, 2004.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kay Flynn".

Kay Flynn, Chief
Bureau of Records and Hearing Services

KF:mhl

cc: Michael C. Sloan, Esquire
Harisha J. Bastiampillai, Esquire
Nancy B. White, Esquire
Marlene Stern, Esquire

INDEX

Florida Digital Network, Inc.
vs.
Lila A. Jaber, Chairman, et al.
PSC Docket Nos. 021252-TP, 020119-TP, and 020578-TP
Supreme Court Case No. SC03-1923

VOLUME 1

Progress Docket (Docket No. 021252-TP)	1
Progress Docket (Docket No. 020119-TP)	5
Progress Docket (Docket No. 020578-TP)	31
Petition of Florida Digital Network, Inc. ("FDN"), for expedited review and cancellation of BellSouth Telecommunications, Inc.'s ("BellSouth") Key Customer promotional tariffs and for an investigation of BellSouth's promotional pricing and marketing practices, filed February 14, 2002 (Docket No. 020119-TP)	48
Letter dated February 22, 2002 to Florida Public Service Commission ("Commission") from Sharon R. Liebman, BellSouth, with attached affidavit requesting James Meza, III be named qualified representative, filed February 25, 2002 (Docket No. 020119-TP)	97
Letter dated February 20, 2002 to Commission from Jennifer S. Kay, BellSouth, with attached affidavit requesting Nancy B. White be named qualified representative, filed February 26, 2002 (Docket No. 020119-TP)	100
Letter dated February 27, 2002 to Commission from E. Earl Edenfield, Jr., BellSouth, with attached affidavit requesting Patrick W. Turner be named qualified representative, filed February 28, 2002 (Docket No. 020119-TP)	102
Order PSC-02-0276-FOF-TP authorizing qualified representative status to Nancy B. White, for BellSouth, issued March 4, 2002 (Docket No. 020119-TP)	104
Order PSC-02-0277-FOF-TP authorizing qualified representative status to James Meza, III, for BellSouth, issued March 4, 2002 (Docket No. 020119-TP)	106
US LEC of Florida Inc. ("US LEC"), XO Florida, Inc. ("XO Florida"), and Time Warner Telecom of Florida, LP's ("Time Warner") petition to intervene, filed March 4, 2002 (Docket No. 020119-TP)	108

BellSouth's response to request for expedited review and request for suspension, cancellation, or postponement of BellSouth tariffs and answer to FDN's petition, filed March 5, 2002 (Docket No. 020119-TP)	114
Order PSC-02-0331-PCO-TP to initiate expedited discovery procedure, issued March 13, 2002 (Docket No. 020119-TP)	170
Order PSC-02-0383-PCO-TP granting joint petition to intervene by US LEC, XO Florida, and Time Warner, issued March 21, 2002 (Docket No. 020119-TP)	173
Motion for reconsideration of order initiating expedited discovery procedure, on behalf of BellSouth, filed March 25, 2002 (Docket No. 020119-TP)	176
BellSouth's notice of intent to request specified confidential classification, filed March 26, 2002 (Docket No. 020119-TP)	182
BellSouth's second notice of intent to request specified confidential classification, filed March 27, 2002 (Docket No. 020119-TP)	186
FDN's response to BellSouth's motion for reconsideration, filed April 2, 2002 (Docket No. 020119-TP)	190
BellSouth's request for specified confidential classification, filed April 16, 2002 (Docket No. 020119-TP)	194

VOLUME 2

BellSouth's notice of intent to request specified confidential classification, filed April 24, 2002 (Docket No. 020119-TP)	204
ACCESS Integrated Networks, Inc.'s ("ACCESS") petition to intervene, filed April 25, 2002 (Docket No. 020119-TP)	210
BellSouth's request for specified confidential classification, filed May 15, 2002 (Docket No. 020119-TP)	215
Order PSC-02-0674-PCO-TP granting intervention by ACCESS, issued May 16, 2002 (Docket No. 020119-TP)	223
BellSouth's notice of intent to request specified confidential classification, filed May 21, 2002 (Docket No. 020119-TP)	226
Order PSC-02-0731-FOF-TP authorizing qualified representative status to Patrick W. Turner, for BellSouth, issued May 30, 2002 (Docket No. 020119-TP)	231

BellSouth's notice of intent to request specified confidential classification, filed May 31, 2002 (Docket No. 020119-TP)	233
Memorandum from Commission's Division of Competitive Markets and Enforcement and Office of the General Counsel to Division of the Commission Clerk and Administrative Services, filed June 6, 2002 (Docket No. 020119-TP)	238
BellSouth's request for specified confidential classification, filed June 11, 2002 (Docket No. 020119-TP)	266
Petition to intervene of ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom ("ITC^DeltaCom"), filed June 13, 2002 (Docket No. 020119-TP)	273
BellSouth's request for specified confidential classification, filed June 21, 2002 (Docket No. 020119-TP)	279
Petition of the Florida Competitive Carriers Association ("FCCA") for expedited review and cancellation of BellSouth's Key Customer promotional tariffs, filed June 25, 2002 (Docket No. 020578-TP)	286
Letter dated June 26, 2002 to Commission from Joseph A. McGlothlin, FCCA, with attached Exhibit A to 6/25/02 petition, filed June 26, 2002 (Docket No. 020578-TP)	292
FCCA's petition to intervene, filed June 26, 2002 (Docket No. 020119-TP)	298
PAA Order PSC-02-0875-PAA-TP regarding BellSouth's 2002 Key Customer tariff program and winback promotions, issued June 28, 2002 (Docket No. 020119-TP)	303
Letter dated July 2, 2002 to Commission from Jennifer Shasha Kay, BellSouth, with attached affidavit requesting Nancy B. White be named qualified representative, filed July 10, 2002 (Docket No. 020578-TP)	327
Order PSC-02-0958-FOF-TP authorizing qualified representative status to Nanette Edwards, ITC^DeltaCom, issued July 15, 2002 (Docket No. 020119-TP)	329
BellSouth's motion to dismiss or, in the alternative, response to petition of FCCA for expedited review and cancellation of BellSouth's Key Customer promotional tariffs, filed July 15, 2002 (Docket No. 020578-TP)	331
Order PSC-02-0961-FOF-TP authorizing qualified representative status to Nancy B. White, for BellSouth, issued July 16, 2002 (Docket No. 020578-TP)	379
Letter dated July 16, 2002 to Commission from Sharon R. Liebman, BellSouth, with attached affidavit requesting James Meza, III be named qualified representative, filed July 18, 2002 (Docket No. 020578-TP)	381

Order PSC-02-0986-PCO-TP granting intervention by FCCA, issued July 19, 2002 (Docket No. 020119-TP)	383
Order PSC-02-0987-PCO-TP granting intervention by ITC^DeltaCom, issued July 19, 2002 (Docket No. 020119-TP)	386
FDN's petition for formal proceeding and protest of Order No. PSC-02-0875-PAA-TP, filed July 19, 2002 (Docket No. 020119-TP)	389
FCCA's protest, petition on proposed agency action, and request for hearing, filed July 19, 2002 (Docket No. 020119-TP)	397

VOLUME 3

FCCA's response in opposition to BellSouth's motion to dismiss complaint, filed July 22, 2002 (Docket No. 020578-TP)	405
Letter dated July 24, 2002 to Commission from E. Earl Edenfield, Jr., BellSouth, with attached affidavit requesting Patrick W. Turner be named qualified representative, filed July 24, 2002 (Docket No. 020578-TP)	411
Order PSC-02-1007-FOF-TP authorizing qualified representative status to James Meza, III, for BellSouth, issued July 25, 2002 (Docket No. 020578-TP)	413
Order PSC-02-1008-FOF-TP authorizing qualified representative status to Nancy B. White, for BellSouth, issued July 25, 2002 (Docket No. 020578-TP)	415
Mpower Communications Corp.'s ("Mpower") petition to intervene, filed July 31, 2002 (Docket No. 020578-TP)	417
Mpower's petition to intervene, filed July 31, 2002 (Docket No. 020119-TP)	422
Order PSC-02-1060-FOF-TP authorizing qualified representative status to Patrick W. Turner, for BellSouth, issued August 6, 2002 (Docket No. 020578-TP)	427
Memorandum from Commission's Division of Competitive Markets and Enforcement and Office of the General Counsel to Division of the Commission Clerk and Administrative Services, filed August 8, 2002 (Docket No. 020578-TP)	429
Transcript of agenda conference, Item No. 11, held June 18, 2002 in Tallahassee, filed August 14, 2002 (Docket No. 020119-TP)	457
Memorandum dated August 21, 2002 from Commission's Office of the General Counsel to all parties and interested persons advising of August 29, 2002 issue identification meeting, filed August 22, 2002 (Docket Nos. 020119-TP and 020578-TP)	586

Order PSC-02-1153-PCO-TP granting intervention by Mpower, issued August 23, 2002 (Docket No. 020119-TP)	587
Order PSC-02-1154-PCO-TP granting intervention by Mpower, issued August 23, 2002 (Docket No. 020578-TP)	590
FCCA's and Mpower's proposed issues list, filed August 26, 2002 (Docket Nos. 020119-TP and 020578-TP)	593
Memorandum dated September 4, 2002 from Commission's Office of the General Counsel with attached August 29, 2002 memorandum sent by e-mail to parties, filed September 4, 2002 (Docket Nos. 020119-TP and 020578-TP)	597
BellSouth's brief on proposed Issue 3(f), filed September 6, 2002 (Docket Nos. 020119-TP and 020578-TP)	599

VOLUME 4

Brief of FCCA and Mpower on Issue 3(f), filed September 6, 2002 (Docket Nos. 020119-TP and 020578-TP)	607
Order PSC-02-1237-FOF-TP denying BellSouth's motion to dismiss and consolidating Docket Nos. 020119-TP and 020578-TP, issued September 9, 2002 (Docket No. 020578-TP)	614
BellSouth's notice of intent to request specified confidential classification, filed September 20, 2002 (Docket No. 020578-TP)	623
Order PSC-02-1295-PCO-TP establishing procedure, issued September 23, 2002, (Docket Nos. 020119-TP and 020578-TP)	628
FCCA and Mpower's motion for reconsideration of a portion of Order No. PSC-02-1295-PCO-TP, filed October 3, 2002 (Docket Nos. 020119-TP and 020578-TP) ...	645
BellSouth's notice of intent to request specified confidential classification, filed October 4, 2002 (Docket Nos. 020119-TP and 020578-TP)	652
BellSouth's request for specified confidential classification, filed October 11, 2002 (Docket No. 020578-TP)	657
FCCA's motion for extension of time, filed October 14, 2002 (Docket Nos. 020119-TP and 020578-TP)	669
Order PSC-02-1415-PCO-TP granting motion for extension of time, issued October 15, 2003 (Docket Nos. 020119-TP and 020578-TP)	673

BellSouth's opposition to FCCA's and Mpower's motion for reconsideration, filed October 15, 2002 (Docket Nos. 020119-TP and 020578-TP)	677
BellSouth's notice of intent to request specified confidential classification, filed October 15, 2002 (Docket Nos. 020119-TP and 020578-TP)	685
Letter dated October 17, 2002 to Commission from Joseph A. McGlothlin, FCCA, clarifying delivery of pleading, filed October 17, 2002 (Docket Nos. 020119-TP and 020578-TP)	690
BellSouth's notice of intent to request specified confidential classification, filed October 21, 2002 (Docket Nos. 020119-TP and 020578-TP)	691
Mpower's notice of withdrawal, filed October 22, 2002 (Docket Nos. 020119-TP and 020578-TP)	696
FDN's motion to compel and motion for leave to file additional testimony, filed October 23, 2002 (Docket Nos. 020119-TP and 020578-TP)	699
BellSouth's notice of intent to request specified confidential classification, filed October 23, 2002 (Docket Nos. 020119-TP and 020578-TP)	706
Memorandum from Commission's Office of the General Counsel and Division of Competitive Markets and Enforcement to Division of the Commission Clerk and Administrative Services, filed October 24, 2002 (Docket Nos. 020119-TP and 020578-TP) ..	711
BellSouth's request for specified confidential classification, filed October 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	719
Notice of appearance of co-counsel by Floyd Self, ITC^DeltaCom, filed October 28, 2002 (Docket Nos. 020119-TP and 020578-TP)	728
BellSouth's notice of intent to request specified confidential classification, filed October 29, 2002 (Docket Nos. 020119-TP and 020578-TP)	732
BellSouth's notice of intent to request specified confidential classification, filed October 30, 2002 (Docket Nos. 020119-TP and 020578-TP)	737
ACCESS's notice of withdrawal, filed October 30, 2002 (Docket Nos. 020119-TP and 020578-TP)	742
Notice of withdrawal of FCCA and Mpower's motion for reconsideration of a portion of Order No. PSC-02-1295-PCO-TP, filed November 4, 2002 (Docket Nos. 020119-TP and 020578-TP)	745

Notice of withdrawal, on behalf of ITC^DeltaCom, filed November 5, 2002 (Docket Nos. 020119-TP and 020578-TP)	748
BellSouth's request for specified confidential classification, filed November 5, 2002 (Docket Nos. 020119-TP and 020578-TP)	751
Motion to withdraw motion for reconsideration of order initiating expedited discovery procedure, on behalf of BellSouth, filed November 8, 2002 (Docket Nos. 020119-TP and 020578-TP)	758
BellSouth's request for specified confidential classification, filed November 12, 2002 (Docket Nos. 020119-TP and 020578-TP)	763
BellSouth's request for specified confidential classification, filed November 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	784
BellSouth's motion for extension of time, filed November 15, 2002 (Docket Nos. 020119-TP and 020578-TP)	793
Order PSC-02-1602-PCO-TP granting extension of time to file rebuttal testimony and prehearing statements and modifying order establishing procedure, issued November 19, 2002 (Docket Nos. 020119-TP and 020578-TP)	798
BellSouth's request for specified confidential classification, filed November 19, 2002 (Docket Nos. 020119-TP and 020578-TP)	802

VOLUME 5

Notice of prehearing for publication in November 27, 2002 Florida Administrative Weekly, filed November 20, 2002 (Docket Nos. 020119-TP and 020578-TP)	810
BellSouth's request for specified confidential classification, filed November 20, 2002 (Docket Nos. 020119-TP and 020578-TP)	812
Letter dated November 21, 2002 to Commission from E. Earl Edenfield, Jr., BellSouth, requesting Meredith E. Mays be named qualified representative, filed November 21, 2002 (Docket Nos. 020119-TP and 020578-TP)	820
BellSouth's motion to compel, filed November 21, 2002 (Docket Nos. 020119-TP and 020578-TP)	823
Commission staff's prehearing statement, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	896

Prehearing statement of FDN, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	905
Prehearing statement of BellSouth, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	918
Letter dated November 25, 2002 to Commission from Stephen M. Klimacek, BellSouth, with attached affidavit requesting R. Douglas Lackey be named qualified representative, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	935
Letter dated November 25, 2002 to Commission from Stephen M. Klimacek, BellSouth, with attached affidavit requesting Meredith E. Mays be named qualified representative, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	937
BellSouth's notice of intent to request specified confidential classification, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	939
BellSouth's notice of intent to request specified confidential classification, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	945
Joint prehearing statement of US LEC, Time Warner, and XO Florida, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	951
FCCA's prehearing statement, filed November 25, 2002 (Docket Nos. 020119-TP and 020578-TP)	963
Order PSC-02-1671-FOF-TP authorizing qualified representative status to Meredith E. Mays, for BellSouth, issued November 27, 2002 (Docket No. 020119-TP)	974
Order PSC-02-1672-FOF-TP authorizing qualified representative status to Meredith E. Mays, for BellSouth, issued November 27, 2002 (Docket No. 020578-TP)	976
Notice of January 8, 2003 Commission hearing and December 16, 2002 prehearing, issued December 2, 2002 (Docket Nos. 020119-TP and 020578-TP)	978
Order PSC-02-1684-FOF-TP authorizing qualified representative status to R. Douglas Lackey, for BellSouth, issued December 3, 2002 (Docket No. 020119-TP)	981
Order PSC-02-1685-FOF-TP authorizing qualified representative status to R. Douglas Lackey, for BellSouth, issued December 3, 2002 (Docket No. 020578-TP)	983
BellSouth's motion to compel, filed December 3, 2002 (Docket Nos. 020119-TP and 020578-TP)	985

VOLUME 6

BellSouth's notice of intent to request specified confidential classification, filed December 4, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,018
Response of US LEC, Time Warner, and XO Florida to BellSouth's motion to compel, filed December 5, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,024
FCCA's response to BellSouth's motion to compel and FCCA's motion for protective order, filed December 10, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,051
US LEC, Time Warner, and XO Florida's motion for extension of time, filed December 10, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,061
Notice of hearing for publication in December 20, 2002 Florida Administrative Weekly, filed December 11, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,065
Motion of FCCA, US LEC, Time Warner, and XO Florida to continue hearing and to hold case activities in abeyance, filed December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,067
Order PSC-02-1757-CFO-TP granting BellSouth's requests for confidential classification of Document Nos. 04245-02, 05250-02 (x-ref. Document No. 04536-02), 06086-02, and 06446-02 (x-ref. Document No. 05772-02), issued December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,072
Order PSC-02-1758-CFO-TP granting BellSouth's requests for confidential classification of Document Nos. 11082-02 (x-ref. Document No. 10143-02), 11738-02, 12169-02, and Document No. 12395-02 (x-ref. Document No. 11447-02), issued December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,087
Order PSC-02-1759-CFO-TP granting BellSouth's requests for confidential classification of Document Nos. 12446-02 (x-ref. Document Nos. 11579-02 and 11580-02), 12683-02 (x-ref. Document No. 11870-02), and Document No. 12766-02 (x-ref. Document No. 11908-02), issued December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,106
FDN's request for specified confidential classification, filed December 13, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,119
BellSouth's request for specified confidential classification, filed December 16, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,129
Transcript of prehearing conference held December 16, 2002 in Tallahassee, filed December 18, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,138

BellSouth's request for specified confidential classification, filed December 23, 2002 (Docket Nos. 020119-TP and 020578-TP)	1,161
Petition of FDN for expedited review and cancellation or suspension of BellSouth's Key Customer tariff filing of December 16, 2002, filed December 20, 2002 (Docket No. 021252-TP)	1,169
Memorandum dated December 20, 2002 from Commission's Office of the General Counsel to all parties and interested persons advising of December 23, 2002 conference call, filed December 23, 2002 (Docket No. 021252-TP)	1,192
Letter dated December 23, 2002 to Commission from Nancy H. Sims, BellSouth, with attached letter to Walter D'Haeseleer, Commission, from Nancy H. Sims concerning December 16, 2002 Key Customer tariff filing, filed December 23, 2002 (Docket No. 021252-TP)	1,193
BellSouth's answer to petition of FDN for expedited review and cancellation/suspension of BellSouth's Key Customer tariff, filed January 3, 2003 (Docket No. 021252-TP)	1,196
Letter dated December 31, 2002 to Commission from Jennifer Shasha Kay, BellSouth, with attached affidavit requesting Nancy B. White be named qualified representative, filed January 3, 2003 (Docket No. 021252-TP)	1,207

VOLUME 7

Prehearing Order PSC-03-0065-PHO-TP and second order modifying procedure, issued January 8, 2003 (Docket Nos. 020119-TP and 020578-TP)	1,209
Memorandum dated January 9, 2003 from Commission's Office of the General Counsel and Division of Competitive Markets and Enforcement to Division of the Commission Clerk and Administrative Services, filed January 9, 2003 (Docket Nos. 021252-TP, 020119-TP, and 020578-TP)	1,247
Order PSC-03-0083-FOF-TP authorizing qualified representative status to Nancy B. White, for BellSouth, issued January 10, 2003 (Docket No. 021252-TP)	1,256
Letter dated January 8, 2003 to Commission from Jennifer Shasha Kay, BellSouth, with attached affidavit requesting James Meza, III be named qualified representative, filed January 10, 2003 (Docket No. 021252-TP)	1,258
Amendatory Order PSC-02-1758A-CFO-TP, issued January 14, 2003 (Docket Nos. 020119-TP and 020578-TP)	1,260
Order PSC-03-0102-FOF-TP authorizing qualified representative status to James Meza, III, for BellSouth, issued January 16, 2003 (Docket No. 021252-TP)	1,262

Notice of hearing for publication in January 31, 2003 Florida Administrative Weekly, filed January 22, 2003 (Docket No. 020119-TP)	1,264
Order PSC-03-0148-PAA-TP consolidating dockets and PAA order denying FDN's complaint, in part, issued January 28, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,266
Letter dated January 28, 2003 to Commission from Meredith E. Mays, BellSouth, providing parties' joint status update on settlement negotiations, filed January 28, 2003 (Docket No. 020119-TP)	1,275
FCCA's notice of withdrawal, filed January 31, 2003 (Docket No. 020119-TP)	1,279
FDN's motion for leave to take telephonic deposition, filed February 4, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,282
Notice of February 12, 2003 telephonic deposition, on behalf of FDN, filed February 4, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,288
Revised notice of February 19, 2003 Commission hearing, issued February 5, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,292
Order PSC-03-0183-PCO-TP granting FDN's motion for leave to take telephonic deposition, issued February 6, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,295
Order PSC-03-0203-PCO-TP granting in part, and denying in part, BellSouth's motion to compel, issued February 11, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,299
FDN's second motion to compel, filed February 12, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,312
BellSouth's response in opposition to FDN's second motion to compel, filed February 12, 2003 (Docket Nos. 021252-TP and 020119-TP)	1,318
Order PSC-03-0219-CFO-TP granting BellSouth's request for confidential classification of Document No. 13685-02 (x-ref. Document No. 12953-02) and Document No. 13992-02 (x-ref. Document No. 13259-02), issued February 13, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,328
Order PSC-03-0220-CFO-TP granting FDN's request for confidential classification of Document No. 13621-02 (x-ref. Document No. 12955-02), issued February 13, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,338
Order PSC-03-0223-PCO-TP granting in part, and denying in part, FDN's second motion to compel, issued February 14, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,345

Amendatory Order PSC-03-0223A-PCO-TP, issued February 17, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,352
US LEC's notice of withdrawal, filed February 17, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,354
XO Florida's notice of withdrawal, filed February 17, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,357
Letter dated February 17, 2003 to Commission from Karen Camechis, Time Warner, requesting permission to withdraw from Docket Nos. 020119-TP and 020578-TP, filed February 17, 2003 (Docket No. 020119-TP)	1,359
BellSouth's notice of intent to request specified confidential classification, filed February 19, 2003 (Docket Nos. 020119-TP and 021252-TP)	1,363
Consummating Order PSC-03-0261-CO-TP, issued February 24, 2003 (Docket No. 020119-TP)	1,368
Letter dated February 25, 2003 to Commission from Meredith E. Mays, BellSouth, notifying of service of late-filed hearing Exhibit No. 23 to Commission, filed February 25, 2003 (Docket No. 020119-TP)	1,371
BellSouth's request for specified confidential classification, filed March 5, 2003 (Docket No. 020119-TP)	1,373
FDN's request for specified confidential classification, filed March 7, 2003 (Docket No. 020119-TP)	1,379

VOLUME 8

Post-hearing brief and post-hearing statement of issues and positions of FDN, filed April 1, 2003 (Docket No. 020119-TP)	1,385
Post-hearing brief of BellSouth, filed April 1, 2003 (Docket No. 020119-TP)	1,427
BellSouth's notice of intent to request specified confidential classification, filed April 1, 2003 (Docket No. 020119-TP)	1,469
FDN's request for specified confidential classification, filed April 22, 2003 (Docket No. 020119-TP)	1,473
Memorandum from Commission's Division of Competitive Markets and Enforcement, Office of Market Monitoring and Strategic Analysis, and Office of the General Counsel to Division of the Commission Clerk and Administrative Services, filed May 12, 2003 ...	1,481

VOLUME 9

Final Order PSC-03-0726-FOF-TP on BellSouth's Key Customer tariffs, issued June 19, 2003	1,616
FDN's motion for reconsideration and/or clarification, filed July 7, 2003	1,666
BellSouth's response in opposition to FDN's motion for reconsideration/clarification, filed July 14, 2003	1,681
Letter dated July 15, 2003 to Commission from Meredith E. Mays, BellSouth, with attached revised Key Customer tariff contract, filed July 15, 2003	1,688
Memorandum from Commission's Office of the General Counsel, Division of Competitive Markets and Enforcement, and Office of Marketing Monitoring and Strategic Analysis to Division of the Commission Clerk and Administrative Services, filed August 21, 2003 ...	1,691
Order PSC-03-1057-FOF-TP denying motion for reconsideration, issued September 23, 2003	1,699
Order PSC-03-1180-CFO-TP granting request for confidential classification of Document No. 02213-03 (x-ref. Document No. 01696-03), issued October 21, 2003	1,707
Notice of administrative appeal, on behalf of FDN, filed October 22, 2003	1,712
Supreme Court of Florida amended acknowledgment of new case, Case No. SC03-1923, filed November 12, 2003	1,766
Certificate of Director, Division of the Commission Clerk and Administrative Services ...	1,768

HEARING TRANSCRIPTS AND EXHIBITS

Transcript of hearing held February 19, 2003, Volume 1, pages 1 through 141 (reference court reporter's original page numbers in this and all succeeding volumes)	
Transcript of hearing held February 19, 2003, Volume 2, pages 142 through 228	
Transcript of hearing held February 19, 2003, Volume 3, pages 229 through 310	
Transcript of hearing held February 19, 2003, Volume 4, pages 311 through 398	
Transcript of hearing held February 20, 2003, Volume 5, pages 399 through 522	
Hearing Exhibit Nos. 1, 3, 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19, 20, 21, 23, 28, and 29 from February 19-20, 2003 Hearing	

CONFIDENTIAL HEARING EXHIBITS

Composite Hearing Exhibit No. 2, Docket No. 020119-TP; Document No. **01783-03**,
BellSouth responses to staff interrogatories

Composite Hearing Exhibit No. 4, Docket No. 020119-TP; Document No. **01784-03**,
BellSouth responses to staff requests for production of documents

Composite Hearing Exhibit No. 13, Docket No. 020119-TP, Document No. **13621-02**,
Exhibits JAR-5 and JAR-6 to Ruscilli rebuttal testimony

Hearing Exhibit No. 14, Docket Nos. 020119-TP and 020578-TP, Document No. **01742-03**,
BellSouth response to FDN Interrogatory 23

Hearing Exhibit No. 22, Docket No. 020119-TP, Document No. **02297-03**,
FDN response to BellSouth Interrogatory 33

Hearing Exhibit No. 24, Docket Nos. 020119-TP and 021252-TP, Document No. **02213-03**,
Revised Exhibit WBS-1 to Shell direct testimony

Hearing Exhibit No. 25, Docket Nos. 020119-TP and 020578-TP, Document No. **12446-02**,
Exhibit WBS-2 to Shell direct testimony

Hearing Exhibit No. 26, Docket Nos. 020119-TP and 020578-TP, Document No. **13685-02**,
Exhibits SGM-1 and SGM-2 to Massey rebuttal testimony

Hearing Exhibit No. 27, Docket No. 020119-TP, Document No. **11738-02**,
BellSouth responses to FDN Interrogatories 19 and 20

DOCUMENTS SUBMITTED IN SEALED ENVELOPE MARKED "CONFIDENTIAL"

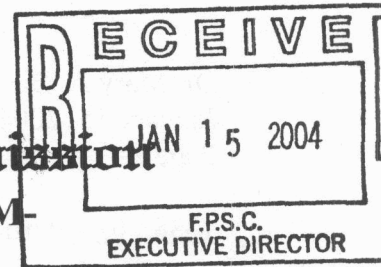
Document No. 03677-03, portions of BellSouth's post-hearing brief
containing FDN data and information

State of Florida



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-



DATE: January 15, 2004
TO: Dr. Mary A. Bane, Executive Director
FROM: Kay Flynn, Bureau of Records and Hearing Services *VF*
RE: Docket No. 021252-TP, 020119-TP, and 020578-TP - Petition for expedited review and cancellation or suspension of BellSouth Telecommunications, Inc.'s Key Customer tariff filed December 16, 2002, by Florida Digital Network, Inc.

*OK
mm3
1/15/04*

Permission is requested to copy confidential documents from the above listed dockets, in order to include them with the record that is being prepared for filing in the Supreme Court of Florida, Case No. SC03-1923. The documents are:

01783-03 - Composite Hearing Exhibit No. 2, BellSouth responses to staff interrogatories (Docket No. 020119-TP)

01784-03 - Composite Hearing Exhibit No. 4, BellSouth responses to staff requests for production of documents (Docket No. 020119-TP)

13621-02 - Composite Hearing Exhibit No. 13, Exhibits JAR-5 and JAR-6 to Ruscilli rebuttal testimony (Docket No. 020119-TP)

01742-03 - Hearing Exhibit No. 14, BellSouth response to FDN Interrogatory 23 (Docket Nos. 020119-TP and 020578-TP)

02297-03 - Hearing Exhibit No. 22, FDN response to BellSouth Interrogatory 33 (Docket No. 020119-TP)

02213-03 - Hearing Exhibit No. 24, Revised Exhibit WBS-1 to Shell direct testimony (Docket Nos. 020119-TP and 021252-TP)

12446-02 - Hearing Exhibit No. 25, Exhibit WBS-2 to Shell direct testimony (Docket Nos. 020119-TP and 020578-TP)

13685-02 - Hearing Exhibit No. 26, Exhibits SGM-1 and SGM-2 to Massey rebuttal testimony (Docket Nos. 020119-TP and 020578-TP)

11738-02 - Hearing Exhibit No. 27, BellSouth responses to FDN Interrogatories 19 and 20 (Docket No. 020119-TP)

03677-03 - Portions of BellSouth's post-hearing brief containing FDN data and information (Docket No. 020119-TP)

Dr. Mary A. Bane
January 15, 2004
Page 2

13383-03 - Portions of BellSouth's post-hearing brief (Docket No. 020119-TP)

These documents will be provided to the Court in sealed envelopes, marked "CONFIDENTIAL," and the parties will be advised by letter that they must ask the Court for continued treatment of the documents as confidential.

cc: Blanca S. Bayó
David E. Smith

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYO
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

February 25, 2005

Ms. Nancy H. Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301-1556

**Re: Return of Confidential Documents to the Source, Docket Nos. 020119-TP,
020578-TP, and 021252-TP**

Dear Ms. Sims:

Commission staff have advised that Confidential Document Nos. 01696-03, 02213-03, and 12818-03, filed on behalf of BellSouth Telecommunications, Inc. can be returned to the source. The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

Kay Flynn, Chief
Bureau of Records

KF/mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Esquire

RECEIVED

DATE

3/3/05

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Internet E-mail: contact@psc.state.fl.us

Matilda Sanders

0038-CFD

From: Andrea Cowart
Sent: Monday, January 12, 2004 12:26 PM
To: CCA - Orders / Notices
Cc: Marlene Stern
Subject: Order

5

Order Granting Florida Digital Network's Request for Confidential Classification of Document No. 13383-03 (X-REF Document No. 12818-03)

signed/hand-delivered

Andrea N. Cowart
Executive Secretary
Florida Public Service Commission
Office of the General Counsel
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
(850) 413-6214 phone
(850) 413-7180 facsimile
acowart@psc.state.fl.us

7/0

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CHARLES M. DAVIDSON
LISA POLAK EDGAR

STATE OF FLORIDA



DIVISION OF THE COMMISSION CLERK &
ADMINISTRATIVE SERVICES
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

February 25, 2005

(CERTIFIED MAIL NO. 7002-0860-0001-1760-9104)

Scott A. Kassman, Esquire
Florida Digital Network
390 North Orange Avenue, Suite 2000
Orlando, Florida 32801

Re: Return of Confidential Document to the Source, Docket No. 020119-TP

Dear Mr. Kassman:

Commission staff have advised that Confidential Document No. 13383-03, filed on behalf of Florida Digital Network, Inc. d/b/a FDN Communications can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

A handwritten signature in cursive script that reads "Kay Flynn".

Kay Flynn, Chief
Bureau of Records

KF:mhl
Enclosure

cc: Michael Barrett, Division of Competitive Markets and Enforcement
Felicia Banks, Office of the General Counsel