

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

STATE OF FLORIDA



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

Public Service Commission

February 24, 2005

D. Bruce May, Esquire
Holland & Knight LLP
Post Office Box 810
Tallahassee, Florida 32302

FPSC, CLK - CORRESPONDENCE
✓ Administrative Parties Consumer
DOCUMENT NO. 11993-05
DISTRIBUTION: _____

Re: Return of Confidential Documents to the Source, Docket No. 030643-TP

Dear Mr. May:

Commission staff have advised that Confidential Document Nos. 07906-03, 07907-03, 08381-03, 08382-03, and 08383-03, filed on behalf of Verizon Florida, Inc. can be returned to the source. The documents are enclosed in one box, along with two additional copies each of Confidential Document Nos. 07906-03 and 07907-03.

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: Nancy E. Pruitt, Division of Competitive Markets and Enforcement
Marlene Stern, Office of the General Counsel
Felicia Banks, Office of the General Counsel

RECEIVED



DATE

4/12/05

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
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

Richard A. Chapkis, Esquire
Verizon - Legal Department
201 North Franklin Street
Tampa, Florida 33601-0110

Re: Return of Confidential Documents to the Source, Docket No. 030643-TP

Dear Mr. Chapkis:

Commission staff have advised that Confidential Document Nos. 06422-03 and 06423-03, filed on behalf of Verizon Florida, Inc. can be returned to the source. The documents are enclosed, along with two additional copies of Confidential Document No. 06422-03 and one additional copy of Confidential Document No. 06423-03.

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: Nancy E. Pruitt, Division of Competitive Markets and Enforcement
Marlene Stern, Office of the General Counsel
Felicia Banks, Office of the General Counsel

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
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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

February 24, 2005

Marsha E. Rule, Esquire
Rutledge, Ecenia, Purnell & Hoffman
Post Office Box 551
Tallahassee, Florida 32302-0551

Re: Return of Confidential Documents to the Source, Docket No. 030643-TP

Dear Ms. Rule:

Commission staff have advised that Confidential Document Nos. 07200-03, 08358-03, and 09214-03, filed on behalf of Teleport Communications Group, Inc. and TCG South Florida 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

KF/mhl
Enclosure

cc: Nancy E. Pruitt, Division of Competitive Markets and Enforcement
Marlene Stern, Office of the General Counsel
Felicia Banks, Office of the General Counsel

SIGNED FOR BY *[Handwritten Signature]* DATE 2/20/05 12:20pm
DELETERALIS

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

STATE OF FLORIDA



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

Public Service Commission

November 8, 2004

Thomas D. Hall, Clerk
Supreme Court of Florida
Supreme Court Building
Tallahassee, Florida 32301

Re: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida (Docket No. 030643-TP)

Dear Mr. Hall:

Enclosed is a certified copy of a Notice of Appeal, filed in this office on November 5, 2004, on behalf of Verizon Florida Inc. Also enclosed is a copy of Order No. PSC-04-0972-FOF-TP, the order on appeal.

Sincerely,

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

Kay Flynn, Chief
Bureau of Records

KF/mhl
Enclosure

cc: David Smith, Esquire, Office of the General Counsel
Richard A. Chapkis, Esquire
Aaron M. Panner, Esquire
Bruce May, Esquire
Marsha E. Rule, Esquire

CCA Official Filing

11/5/2004 3:34 PM*****

Matilda Sanders*1

ORIGINAL

Matilda Sanders

From: terry.scobie@verizon.com
Sent: Friday, November 05, 2004 3:22 PM
To: Filings@psc.state.fl.us
Cc: Richard Chapkis; David Christian; demetria.c.watts@verizon.com; frank.app@verizon.com
Subject: Docket 030643-TP - Verizon Florida Inc.'s Notice of Appeal



030643 VZ
Notice of Appeal

The attached filing is submitted in Docket 030643-TP on behalf of Verizon Florida Inc. by

Richard A. Chapkis
201 N. Franklin Street, FLTC0007
Tampa, Florida 33602
(813) 483-1256
richard.chapkis@verizon.com

The attached .pdf document contains 11 pages - transmittal letter (1 page), certificate of service (1 page), and Notice of Appeal with copy of Final Order (9 pages).

(See attached file: 030643 VZ FL Notice of Appeal.pdf)

Terry Scobie
Executive Adm. Assistant
Verizon Legal Department
813-483-2610 (tel)
813-204-8870 (fax)
terry.scobie@verizon.com

CMP _____

COM _____

CTR _____

ECR _____

GCL _____

OPC _____

MMS _____

RCA _____

SCR _____

SEC 1

OTH Lockard

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

Richard A. Chapkis
Vice President – General Counsel, Southeast Region
Legal Department



FLTC0007
201 North Franklin Street (33602)
Post Office Box 110
Tampa, Florida 33601-0110

Phone 813 483-1256
Fax 813 204-8870
richard.chapkis@verizon.com

November 5, 2004 – *VIA ELECTRONIC MAIL*

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

Re: Docket No. 030643-TP
Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) Against Teleport
Communications Group, Inc. and TCG South Florida For Review of Decision by
the American Arbitration Association in Accordance with Attachment 1 Section
11.2(a) of Interconnection Agreement Between GTE Florida Inc. and TCG South
Florida

Dear Ms. Bayo:

Enclosed is Verizon Florida Inc.'s Notice of Appeal for filing in the above matter.
Service has been made as indicated on the Certificate of Service. If there are any
questions regarding this filing, please contact me at 813-483-1256.

Sincerely,

s/ Richard A. Chapkis

Richard Chapkis

RAC:tas

Enclosures

DOCUMENT NUMBER-DATE

11960 NOV-5 8

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of Verizon Florida Inc.'s Notice of Appeal in
Docket No. 030643-TP were sent via U.S. mail on November 5, 2004 to:

Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Bruce May
Holland Law Firm
P. O. Drawer 810
Tallahassee, FL 32302-0810

Marsha Rule
Rutledge Law Firm
P. O. Box 551
Tallahassee, FL 32302-0551

Tracy W. Hatch
AT&T
101 N. Monroe Street, Suite 700
Tallahassee, FL 32301

Sonia Daniels
AT&T
1230 Peachtree Street, Suite 400
Atlanta, GA 30309

Aaron Panner
Kellogg Huber Law Firm
1615 M Street, N.W., Suite 400
Washington, DC 20036

s/ Richard A. Chapkis

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Verizon Florida Inc. (f/k/a GTE)	Docket No. 030643-TP
Florida Inc.) against Teleport Communications)	Filed: November 5, 2004
Group, Inc. and TCG South Florida, for review of a)	
decision by The American Arbitration Association)	
in accordance with Attachment 1 Section 11.2(a) of)	
the Interconnection Agreement between GTE)	
Florida Inc. and TCG South Florida)	

NOTICE OF APPEAL

Notice is given that Verizon Florida Inc. (Verizon) appeals to the Florida Supreme Court the final order of this Commission, dated October 7, 2004, titled Order Dismissing Verizon's Petition To Review an Arbitral Award of the American Arbitration Association. This order was a final order dismissing a dispute between Verizon and Teleport Communications Group, Inc. and TCG South Florida concerning the parties' reciprocal compensation obligations under their interconnection agreements. A true and correct copy of said order is attached hereto.

Respectfully submitted this 5th day of November, 2004.

s/ Richard A. Chapkis

Richard A. Chapkis
201 North Franklin Street, FLTC0007
Tampa, Florida 33602
(813) 483-1256

Aaron M. Panner
Kellogg, Huber, Hansen, Todd & Evans, PLLC
1615 M Street, N.W., Suite 400
Washington, DC 20036
(202) 326-7921

Counsel for Verizon Florida Inc.

A TRUE COPY
ATTEST Kay Luper
Chief Bureau of Records

DOCUMENT NUMBER-DATE

11960 NOV-5 8

FPSC-COMMISSION CLERK

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

DOCKET NO. 030643-TP
ORDER NO. PSC-04-0972-FOF-TP
ISSUED: October 7, 2004

The following Commissioners participated in the disposition of this matter:

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

**ORDER DISMISSING VERIZON'S PETITION TO REVIEW AN ARBITRAL AWARD
OF THE AMERICAN ARBITRATION ASSOCIATION**

BY THE COMMISSION:

I. Case Background

Verizon Florida Inc. ("Verizon"), by its petition filed herein, seeks this Commission's review of an arbitral award rendered in an American Arbitration Association (AAA) arbitration. For the reasons set forth herein, we deny that petition.

In their interconnection agreement, Verizon and Teleport Communications Group, Inc. and TCG South Florida (collectively "TCG") agreed that all disputes arising from that agreement would go before the AAA (Agreement, Attachment 2.2.1) and that a party may appeal that decision to the Commission or FCC, provided (i) the matter is within the jurisdiction of the Commission or FCC, and (ii) the agency agrees to hear the matter. Agreement, Attachment 1.11. In December 2001, TCG filed a Petition for Arbitration before the AAA, alleging that Verizon breached the agreement by failing to pay reciprocal compensation for termination of ISP-bound traffic. Verizon filed a counterclaim relating to virtual NXX traffic. Pursuant to the agreement, the parties took the dispute to the AAA for resolution. A hearing was held, and the Arbitrator issued his award on June 20, 2003.

DOCUMENT NUMBER-DATE

10807 OCT-7 8

FPSC-COMMISSION CLERK

On July 18, 2003, Verizon filed its confidential Petition against TCG seeking review of a decision by the AAA under the auspices of Section 11.2(a) of the adopted Interconnection Agreement between GTE Florida, Inc. n/k/a Verizon Florida Inc. and AT&T Communications of the Southern States. On August 6, 2003, TCG filed its confidential Motion to Dismiss Verizon's Petition.

After agreeing that most of the information in the pleadings was not confidential, TCG and Verizon refiled public versions of their pleadings on September 2, and September 5, 2003, respectively. By separate pleading, on August 25, 2003, Verizon filed a Motion for Oral Argument.

In its petition, Verizon is asking the Commission to review the AAA arbitrator's decision, asserting that the parties' agreement provides that an appeal may be filed with the Commission. In its response, TCG argues that Verizon's petition should be dismissed because the Commission lacks jurisdiction to review an arbitral award. Further, TCG asserts that Verizon failed to timely file its appeal pursuant to the parties' agreement.

At the agenda conference on May 3, 2004, we granted oral argument on TCG's Motion to Dismiss and Verizon's Response thereto.

At the conclusion of the oral arguments on May 3, 2004, the Commission voted to allow the parties to file briefs to address the threshold issue of whether we have jurisdiction to review an arbitral award. The Commission also required the parties to: (a) identify the specific factual, legal and policy issues for which review is sought; (b) address the reasons why we should or should not agree to review the arbitrator's decision on each issue identified; (c) specify the type of proceeding that should be held on each issue (e.g., a de novo evidentiary hearing or appellate review based on the record in the arbitration proceeding); and (d) identify the applicable standard of review for each issue.

We address the arguments raised in the Motion to Dismiss as follows.

II. Timeliness of Appeal

A. Arguments and Analysis

Verizon filed its Petition seeking review of the arbitral award on July 18, 2003. TCG argues that Verizon's petition was not timely because the agreement provides that any permitted appeal must be commenced within thirty (30) days after the Arbitrator issues the award. TCG contends that the Arbitrator actually issued his Final Award on June 13, 2003, and therefore, that Verizon's petition was filed 5 days late. The parties agree that the AAA was faxed to, and received by the parties on June 20, 2003.

Verizon disagrees. Verizon argues that while the arbitrator signed the decision on June 13, 2003, the award memorializing the decision was not issued until June 20, 2003. Verizon contends that TCG's suggestion that the parties' time for appealing a decision began to run before the decision was actually issued to the parties is inconsistent with the explicit language of the contract, and is contrary to common sense and notions of basic fairness.

Attachment 1, Section 11.3 of the parties' interconnection agreement provides that:

Each party agrees that any permitted appeal must be commenced within thirty (30) days after the Arbitrator's decision in the arbitration proceedings is issued. In the event of an appeal, a party must comply with the results of the arbitration process during the appeal process.

Neither the parties' agreement nor the AAA rules delineate when an award is considered issued. As such, the Commission must interpret the term. We have delineated a number of factors that should be utilized in contract interpretation. In Order No. PSC-98-1216-FOF-TP, we cited James v. Gulf Life Insurance Company, 66 So. 2d 62, 63 (Fla. 1953). In the James case, the Florida Supreme Court cited with favor Contracts, 12 Am. Jur. § 250, pages 791-93, as a general proposition concerning contract construction in pertinent part as follows:

Agreements must receive a reasonable interpretation, according to the intention of the parties at the time of executing them, if that intention can be ascertained from the language . . . Where the language of an agreement is contradictory, obscure, or ambiguous or where its meaning is doubtful, so that it is susceptible of two constructions, one of which makes it fair, customary, and such as prudent men would naturally execute, while the other makes it inequitable, unusual, or as such as reasonable men would not be likely to enter into, the interpretation which makes a rational and probable agreement must be preferred . . . An interpretation which is just to both parties will be preferred to one which is unjust.

In this case, the term "issued" is susceptible to alternate interpretations. One interpretation is that the award was issued when arbitrator rendered his decision on June 13, 2004. Another interpretation is that the award was issued when it was sent to and received by the parties on June 20, 2004. The interpretation that makes it fair, customary, and such as prudent men would naturally execute must be preferred. 12 Am. Jur. § 250, pages 791-793.

B. Decision

Because all of the AAA award decisions are published when they are faxed to the parties, we find this is the point at which the decision shall be considered to be "issued." We further reason that because AAA has a long-established practice of faxing its awards to parties, it would not be possible for a party to have a copy of the decision until the decision is faxed.¹ We find that it is unreasonable to allow the time for the appeal process to run before the parties have access to or a copy of the decision that is being appealed. Therefore, Verizon's appeal of the AAA order shall be considered as timely filed.

III. Jurisdiction

A. Arguments and Analysis

Unless otherwise noted, any reference herein to briefs indicates the briefs filed with this Commission by Verizon and TCG on May 17, and June 4, 2004, respectively.

In its brief, Verizon states that the Commission has authority to hear or review a case rendered by the AAA. Verizon asserts that the interconnection agreement at issue in this case contains a distinctive dispute resolution provision that requires the parties to follow a series of steps before submitting any dispute to this Commission. Verizon explains that as a matter of state and federal law, where private parties agree to binding arbitration, the possible grounds for a challenge to a private arbitration decision are narrow. But the parties, Verizon contends, did not agree to final, binding arbitration in this instance. Rather, the parties specifically agreed that a decision of the arbitrator would not be binding if (i) a party appeals the decision to the Commission or FCC, (ii) the matter is within the jurisdiction of the Commission or FCC, and (iii) the agency agrees to hear the matter. Section 11.2, Interconnection agreement.

Verizon asserts that the Commission has authority, pursuant to Section 364.162, Florida Statutes, to arbitrate any dispute regarding interpretation of interconnection agreements. According to Verizon, the fact that the parties agreed to engage in private dispute resolution procedures before bringing the matter to this Commission does not mean that we are stripped of jurisdiction. Verizon does not dispute that in cases where parties agree to final, binding arbitration, the grounds for review of an arbitration are limited by both federal and state law. See 9 U.S.C. § 10, 11; Fla. Stat. Ann. § 682.13, 682.14. However, Verizon contends that the parties' agreement specifically provides that the arbitration of disputes arising under the agreement is not necessarily final. Specifically, Section 11.2 provides:

¹ In *Boehm v. Foster*, 670 F.2d 111 (1982), the Ninth Circuit of the United States Court of Appeals determined that the petition for review in that case was required to be filed within 30 days after the date the petitioner *receives notice* of the arbitration award. (Emphasis added).

11.2 A decision of the Arbitrator shall not be final [if] . . .

a) a party appeals the decision to the Commission or FCC, and the matter is within the jurisdiction of the Commission or FCC, provided the agency agrees to hear the matter . . .

Verizon notes that under the agreement, the "Commission" is defined as the Florida Public Service Commission.

Verizon emphasizes that Section 364.162, Florida Statutes, gives the Commission broad authority and discretion to arbitrate terms and conditions of an interconnection agreement. Verizon contends that Section 364.162 does not limit or otherwise distinguish between the Commission's authority to resolve disputes arising out of an interconnection or resale agreement or disputes arising out of previously approved agreements. In further support, Verizon cites to Florida Public Service Commission vs. Bryson, 569 So. 2d 1255 (Fla. 1990), where the Florida Supreme Court determined that the Commission must be allowed to act when it has at least a colorable claim that the matter falls within its exclusive jurisdiction as defined by the statute. Bryson at 1255. Hence, Verizon concludes that the Commission has jurisdiction to hear this case pursuant to Section 364.162, Florida Statutes.

TCG, however, states that the Commission lacks jurisdiction to review or hear the arbitrator's award in this case. TCG states that jurisdiction exists, if at all, by virtue of statute and cannot be conferred by the parties. State ex rel. Caraker vs. Amidon, 68 So. 2d 403 (Fla. 1953). TCG asserts that an agency may not increase its own jurisdiction and, as a creature of statute, has no common law jurisdiction or inherent power such as might reside in, for example, a court of general jurisdiction. Deltona Corp. vs. Mayo, 342 So. 2d 510 (Fla. 1977). TCG further explains that as an administrative agency created by the Legislature, "the Commission's power, duties and authority are only those that are conferred expressly or impliedly by statute." Rolling Oaks Utilities vs. Florida Public Service Commission, 533 So. 2d 770, 773 (Fla. 1st DCA 1988). TCG indicates that the Legislature has neither expressly nor impliedly granted the Commission authority to modify, vacate or otherwise review a private arbitration award, but instead has specifically reserved that authority to Florida's courts pursuant to Chapter 682, Florida Statutes (Florida Arbitration Code). Nor has the Legislature, contends TCG, authorized the Commission to hear appeals; that authority is reserved to Florida's courts by Article V of the Florida Constitution and therefore cannot be delegated to the Commission. TCG asserts that Section 364.162 permits the Commission to resolve interconnection disputes filed with the Commission in the first instance, but does not give us authority to review or hear a decision rendered by a private arbitrator, FCC, federal courts, or state courts.

TCG asserts that the Florida Arbitration Code establishes an exclusive and comprehensive system for recognition, review and enforcement of arbitration orders, specifically reserving such authority to Florida's courts. TCG argues that pursuant to the Florida Arbitration Code, Florida courts have exclusive authority to enter "judgment on an award duly rendered in arbitration. . . and to vacate, modify or correct an award . . . for such cause and in the manner provided in this law." Section 682.18, Florida Statutes. TCG emphasizes that the Florida Supreme Court has found even the courts have very limited authority to review arbitration awards. See Roe v. Amica Mut. Ins. Co., 533 So. 2d 279, 281 (Fla. 1988)

This case presents an issue of first impression regarding the Commission's jurisdiction to hear or review decisions rendered through private arbitration under the Federal Arbitration Act. Pursuant to Section 364.162(1), Florida Statutes, "[t]he commission shall have the authority to arbitrate any dispute regarding interpretation of interconnection or resale prices and terms and conditions." This statutory language plainly authorizes us to resolve disputes regarding the interpretation of interconnection agreements. Further, pursuant to Section 252 of the Telecommunications Act, state commissions have authority to arbitrate interconnection agreements. Courts have interpreted state commissions' authority regarding both arbitrated and negotiated interconnection agreements to extend to the resolution of disputes arising under the agreements approved by the state commissions. Iowa Utils. Bd. v. Federal Communications Commission, 120 F. 3d 753, 804 (8th Cir. 1997) and BellSouth Telecommunications, Inc. v. MCImetro Access Transmission Servs. Inc., 317 F. 3d 1270 (11th Cir. 2003).

In this case, however, the parties agreed to submit interconnection agreement disputes, in the first instance, to private, binding arbitration before the AAA, and an arbitral award was issued in June 2003. The question thus presented is whether the Commission can lawfully entertain an appeal of an arbitral award based on interconnection agreement language that purports to permit such appeals if "the matter is within the jurisdiction of the Commission."

B. Decision

We find that this matter is *not* within our jurisdiction. Neither the Florida Legislature nor the Florida Constitution has granted us authority to entertain appeals of arbitral awards. It is well established that the Commission's authority is not conferred by the parties but by statute. State ex rel. Caraker vs. Amidon, 68 So. 2d 403 (Fla. 1953).

As a general matter, we find that the Commission *has* primary jurisdiction to resolve disputes arising out of interconnection agreements pursuant to Section 364.162, Florida Statutes. We recognize, however, that parties may choose to have such disputes addressed through alternative dispute resolution processes such as mediation or binding arbitration. In fact, we encourage parties to pursue those alternatives when appropriate.

ORDER NO. PSC-04-0972-FOF-TP

DOCKET NO. 030643-TP

PAGE 7

In this instance, the parties chose such an alternative by agreeing to arbitrate their dispute before the AAA. After a year-long arbitration, an arbitration award was issued in favor of TCG.

It has been established that arbitration should be the favored means of dispute resolution, and courts should indulge every reasonable presumption to uphold proceedings resulting in an award. See Roe v. Amica Mut. Ins. Co., 533 So. 279, 281 (Fla. 1988). Moreover, an arbitration award is final unless it states otherwise and may be vacated only upon the grounds specified in Section 682.13, Florida Statutes, none of which has been asserted in this instant case.

In concluding that we do not have authority to review the AAA award in this case, we emphasize that this decision is limited to the facts of this case and the specific interconnection agreement language we are called on to interpret. As such, we do not foreclose the possibility that parties could craft dispute resolution provisions that contain some mix of private dispute resolution and Commission participation. Because no further Commission action is necessary, this docket shall be closed.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the specific findings are hereby approved as set forth in the body of this Order. It is further

ORDERED that Verizon's Petition in this Docket is dismissed for lack of jurisdiction. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 7th day of October, 2004.

BLANCA S. BAYÓ, Director
Division of the Commission Clerk
And Administrative Services

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(SEAL)

FRB

ORDER NO. PSC-04-0972-FOF-TP
DOCKET NO. 030643-TP
PAGE 8

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of the Commission Clerk and Administrative Services and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

MEMORANDUM

November 8, 2004

RECEIVED FPSC

NOV 10 AM 10:44

COMMISSION
CLERK

TO: **KAY FLYNN/CCA**
HONG WANG/CCA
MARY DISKERUD/GCL
WANDA TERRELL/GCL

FROM: **DAVID E. SMITH, ATTORNEY SUPERVISOR, OFFICE OF** *DES/CL*
THE GENERAL COUNSEL

RE: **VERIZON FLORIDA INC. v. FLORIDA PUBLIC SERVICE**
COMMISSION, DOCKET NO. 030643-TP, FLORIDA SUPREME COURT

Please note that the above appeal has been assigned to Marlene Stern. The Notice of Administrative Appeal was filed on November 5, 2004. The case schedule is as follows:

<u>Date</u>	<u>Item</u>
From day of filing:	
<u>12/10/04</u>	Draft of Index of Record from CCA to Appeals Attorney.
<u>12/24/04</u>	Index of Record served on Parties.
<u>01/04/05</u>	Copy of Record to Appeals.
<u>01/14/05</u>	Appellant's Initial Brief Due.
<u>01/28/05</u>	Draft Commission Answer Brief Due.
<u>02/03/05</u>	Commission's Answer Brief Due.
<u>02/23/05</u>	Appellant's Reply Brief Due.

I N D E X

Verizon Florida Inc.
vs.
Braulio L. Baez, Chairman, et al.
FPSC Docket No. 030643-TP
Supreme Court Case No. SC04-2168

VOLUME 1

Progress Docket	
Letter dated July 17, 2003 from Richard A. Chapkis, Verizon Florida Inc. ("Verizon"), to Florida Public Service Commission ("Commission") forwarding and claiming confidentiality of petition and exhibits, filed July 18, 2003	
Petition of Verizon with exhibits (redacted version of confidential document Nos. 06422-03 and 06423-03) , filed July 18, 2003	
Letter dated August 6, 2003 from Marsha E. Rule, Teleport Communication Group, Inc. and TCG South Florida ("TCG"), to Commission forwarding and claiming confidentiality of motion to dismiss petition of Verizon, filed August 6, 2003	
TCG's motion to dismiss petition of Verizon (redacted version of confidential document DN 07200-03), filed August 6, 2003	
Consent motion for extension of time, on behalf of Verizon, filed August 14, 2003	
Memorandum dated August 19, 2003 from Felicia R. Banks, Commission, to all parties and interested persons advising of August 22, 2003 informal meeting to discuss nature of confidential filings, filed August 20, 2003	
Letter dated August 25, 2003 from D. Bruce May, Jr., Verizon, to Commission forwarding and claiming confidentiality of opposition to motion to dismiss of TCG, filed August 25, 2003	
Opposition of Verizon to motion to dismiss of TCG (redacted version of confidential document No. 07906-03), filed August 25, 2003	
Exhibits to opposition of Verizon to motion to dismiss of TCG (redacted version of confidential document No. 07907-03), filed August 25, 2003	
Verizon's request for oral argument, filed August 25, 2003	
Notice of appearance (as co-counsel) from D. Bruce May, on behalf of Verizon, filed August 25, 2003	

TCG's motion to dismiss petition of (amended redacted version of confidential document No. 07200-03), filed September 2, 2003	
Attachment 2 to TCG's motion to dismiss petition (confidential petition for expedited enforcement of an interconnection agreement with Verizon), filed September 2, 2003	
Order PSC-03-0996-PCO-TP granting extension of time, issued September 4, 2003	
TCG's notice of intent to request confidential classification of certain information of confidential document No. 08358-03, filed September 5, 2003	
Request of Verizon for confidential classification of portions of confidential document Nos. 08381-03, 08382-03, and 08383-03, filed September 5, 2003	
Appendix A to petition of Verizon (redacted version of confidential document No. 08381-03), filed September 5, 2003	
Appendix B to petition of Verizon (redacted version of confidential document No. 08382-03), filed September 5, 2003	
Appendix C to petition of Verizon (redacted version of confidential document No. 08383-03), filed September 5, 2003	
Petition of Verizon (amended redacted version of confidential document Nos. 06422-03 and 06423-03), filed September 5, 2003	
Opposition of Verizon to motion to dismiss of TCG (amended redacted version of confidential document No. 07906-03), filed September 5, 2003	
Exhibit Nos. A through Q to opposition of Verizon to motion to dismiss of TCG (amended redacted version of confidential document No. 07907-03), filed September 5, 2003	
TCG's objection to Verizon's request for confidential classification, filed September 12, 2003	
Verizon's response in support of its request for confidential classification, filed September 24, 2003	
Letter dated September 25, 2003 from Marsha E. Rule, TCG, to Commission advising of counsel of record, filed September 25, 2003	
TCG's request for confidential classification of certain information of confidential document No. 09214-03, filed September 25, 2003	
TCG's notice of supplemental authority, filed November 18, 2003	

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 January 22, 2004	
Transcript of agenda conference, Item No. 4, held May 3, 2004 in Tallahassee, filed May 6, 2004	
Supplemental brief of Verizon, filed May 17, 2004	
Motion of Verizon for leave to file clarification with attached clarification, filed May 27, 2004	
TCG's opposition to Verizon's motion for leave to file clarification, filed May 28, 2004	
Order PSC-04-0572-PCO-TP granting motion for leave to file clarification, issued June 4, 2004	
TCG's response to Verizon's supplemental brief and clarification, filed June 4, 2004	
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 June 24, 2004	
Transcript of agenda conference, Item No. 3, held July 6, 2004 in Tallahassee, filed July 14, 2004	
Order PSC-04-0972-FOF-TP dismissing Verizon's petition to review an arbitral award of the American Arbitration Association, issued October 7, 2004	
Letter dated October 22, 2004 from Tracy W. Hatch, AT&T, to Commission advising of contact information, filed October 22, 2004	
Notice of appeal, on behalf of Verizon, filed November 5, 2004	
Supreme Court of Florida amended acknowledgment of New Case, Case No. SC04-2168, filed December 1, 2004	
Certificate of Director, Division of the Commission Clerk and Administrative Services	

**DOCUMENTS SUBMITTED IN SEALED ENVELOPE
MARKED "CONFIDENTIAL"**

Petition, on behalf of Verizon, filed July 18, 2003
(Confidential DN 06422-03)

Exhibits to petition, on behalf of Verizon, filed July 18, 2003
(Confidential DN 06423-03)

TCG's motion to dismiss petition of Verizon with confidential Exhibit No. 2,
filed August 6, 2003 **(Confidential DN 07200-03)**

Opposition of Verizon to motion to dismiss of TCG,
filed August 25, 2003 **(Confidential DN 07906-03)**

Exhibits to opposition of Verizon to motion to dismiss of TCG,
filed August 25, 2003 **(Confidential DN 07907-03)**

TCG's portions of motion to dismiss, which include replacement pages 2, 3, 11, and 12
of 8/6/03 confidential motion (See DN 07200-03), filed September 5, 2003
(Confidential DN 08358-03)

Verizon's Appendix A (which consists of a highlighted version of
petition) and Exhibits to Appendix A (Volumes I and II), filed September 5, 2003
(Confidential DN 08381-03)

Verizon's Appendix B (which consists of highlighted version of opposition to
TCG's motion to dismiss, filed September 5, 2003
(Confidential DN 08382-03)

Verizon's Appendix C (which consists of highlighted version of
TCG's motion to dismiss petition of Verizon, filed September 5, 2003
(Confidential DN 08383-03)

TCG's proprietary business information found in Verizon's re-filed petition
of September 5, 2003, filed September 25, 2003
(Confidential DN 09214-03)

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida, for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida 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 A20(b)

Staff Assignments

OPR Staff

Staff Counsel

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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

Previous Current

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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		

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	BD	DV	

DOCUMENT NO.

11993-05

Approved: _____

Date: ____ / ____ / ____

Case Assignment and Scheduling Record

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida, for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida 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 A20(b)

Staff Assignments

OPR Staff D Dowds

Staff Counsel F Banks, J Susac

OCRs () _____

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**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

0

Due Dates

Previous Current

1. Revised CASR Due	NONE	08/21/2003
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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: 07/22/2003

Initials: OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg. Exam.	Staff
ALL	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.

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	BD	DV	
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Approved: [Signature]

Date: 07/22/2003

Section 1 - Bureau of Records and Hearings Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida, for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
 Last Day to Suspend: _____
 Referred to: _____
 ("C") indicates OPR)

Expiration: _____

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

Time Schedule

Program Module A20(b)

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff
 Staff Counsel
 OCRs

N Pruitt
F Banks, J Susac

	Due Dates	
	Previous	Current
1 Current CASR revision level		
1. Informal Meeting	NONE	08/22/2003
2. Close Docket or Revise CASR	NONE	10/01/2003
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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: 08/19/2003

Initials: OPR _____
 Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg	Staff
ALL	JB	DS	BZ	BD	DV	Exam	
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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.

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	BD	DV	
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Approved: [Signature]Date: 08/19/2003

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida, for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
Last Day to Suspend: _____
Referred to: _____
(“C”) indicates OPR)

Expiration: _____

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

Time Schedule

Program Module A20(b)

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

Staff Assignments

OPR Staff

N Pruitt

Staff Counsel

F Banks, J Susac

OCRs

Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 09/09/2003

Initials: OPR _____
Staff Counsel _____

2 Current CASR revision level

Due Dates
Previous Current

1.	Staff Recommendation - Motion to Dismiss	NONE	10/09/2003
2.	Agenda	NONE	10/21/2003
3.	Standard Order	NONE	11/10/2003
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg	Staff
ALL	JB	DS	BZ	BD	DV	Exam	
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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.

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	BD	DV	
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Approved: [Signature]Date: 09/09/2003

C

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida, for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
 Last Day to Suspend: _____
 Referred to: _____
 ("C") indicates OPR)

Expiration: _____

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

Time Schedule

Program Module A20(b)

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff N PruittStaff Counsel F Banks, J Susac

OCRs _____

Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CCA: 10/03/2003

Initials: OPR _____
 Staff Counsel _____

3 Current CASR revision level

Due Dates
 Previous Current

1.	Staff Recommendation - Motion to Dismiss	10/09/2003	10/22/2003
2.	Agenda	10/21/2003	11/03/2003
3.	Standard Order	11/10/2003	11/24/2003
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg	Staff
ALL	JB	DS	BZ	BD	DV	Exam	
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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.

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	BD	DV	
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Approved: [Signature]Date: Pending 10/21/03

N

Section 1 - Bureau of Records and Hearings Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida, for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
Last Day to Suspend: _____
Referred to: _____
(“(C)” indicates OPR)

Expiration: _____

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 A20(b)

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

Staff Assignments

OPR Staff

N Pruitt

Staff Counsel

F Banks, J Susac

OCRs

Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 10/22/2003

Initials: OPR _____
Staff Counsel _____

4 Current CASR revision level

Due Dates
Previous Current

1. *Response to Petition Due	SAME	08/12/2003
2. Staff Recommendation - Motion to Dismiss	10/22/2003	11/20/2003
3. Agenda	11/03/2003	12/02/2003
4. Standard Order	11/24/2003	12/22/2003
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg	Staff
ALL	JB	DS	BZ	BD	DV	Exam	
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	BD	DV	
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Approved: [Signature]
Date: Pending 11/14/03

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida, for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____

Expiration: _____

Last Day to Suspend: _____

Referred to: _____

("C") indicates OPR

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

Program Module A20(b)

AUS CAF CCA (CMP) ECR EXT GCL MMS PIF

Time Schedule

Staff Assignments

OPR Staff

N Pruitt

Staff Counsel

F Banks, J Susac

OCRs

Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____Date filed with CCA: 11/20/2003Initials: OPR _____
Staff Counsel _____

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

Due Dates

Previous Current

5 Current CASR revision level

1.	Staff Recommendation - Motion to Dismiss	11/20/2003	01/22/2004
2.	Agenda	12/02/2003	02/03/2004
3.	Standard Order	12/22/2003	02/23/2004
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg	Staff
ALL	JB	DS	BZ	BD	DV	Exam	
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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.

- Prehearing Officer

Commissioners					ADM
JB	DS	BZ	BD	DV	
				X	

Approved: [Signature]Date: Pending 11/24/03

Section 1 - Bureau of Records and Hearings Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
Last Day to Suspend: _____
Referred to: _____
("C") indicates OPR

Expiration: _____

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 A20(b)

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

Staff Assignments

OPR Staff N PruittStaff Counsel F Banks, J Susac

OCRs

Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 02/05/2004

Initials: OPR _____
Staff Counsel _____

6 Current CASR revision level

Due Dates
Previous Current

1. Agenda (Deferred from 02/03/04 Agenda Conf.)	NONE	03/16/2004
2. Standard Order	NONE	04/05/2004
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg	Staff
ALL	BZ	DS	JB	BD	DV	Exam	
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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.

- Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	
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Approved: BB/tDate: 02/05/2004

Section 1 - Bureau of Records and Hearings Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
 Last Day to Suspend: _____
 Referred to: _____
 ("C") indicates OPR)

Expiration: _____

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 A20(b)

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 IT IS TENTATIVE AND SUBJECT TO REVISION.
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff

N Pruitt

Staff Counsel

F Banks, J Susac

OCRs

Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CCA: 03/18/2004

Initials: OPR _____
 Staff Counsel _____

7 Current CASR revision level

Due Dates
 Previous Current

1. Agenda - Deferred from 2/3/04 to 3/16/04 to 4/	03/16/2004	04/06/2004
2. Standard Order	04/05/2004	04/26/2004
3. Close Docket or Revise CASR	NONE	06/08/2004
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

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

Approved: B13/hwDate: 03/18/2004

N

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
 Last Day to Suspend: _____
 Referred to: _____
 ("C)" indicates OPR)

Expiration: _____

AUS	CAF	CCA	(CMP)	ECR	FLL	GCL	MMS	PIF
			X			X		

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

Time Schedule

Program Module A20(b)

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

Staff Assignments

OPR Staff

N Pruitt

Staff Counsel

F Banks, J Susac

OCRs

Recommended assignments for hearing
 and/or deciding this case:

Full Commission X Commission Panel _____
 Hearing Examiner _____ Staff _____

Date filed with CCA: 04/13/2004

Initials: OPR _____
 Staff Counsel _____

8 Current CASR revision level

Due Dates
 Previous Current

1. Agenda (Deferred from 4/6/04 Agenda Conference)	NONE	05/03/2004
2. Standard Order	04/26/2004	05/24/2004
3. Close Docket or Revise CASR	06/08/2004	07/30/2004
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

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

Approved: BB/RmrDate: 04/13/2004

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____

Expiration: _____

Last Day to Suspend: _____

Referred to: _____

("C)" indicates OPR)

CCA	(CMP)	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

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

Time Schedule

Program Module A20(b)

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

Staff Assignments

OPR Staff

N Pruitt

9

Current CASR revision level

Due Dates

Previous Current

1. Staff Recommendation	NONE	06/17/2004
2. Agenda	NONE	06/29/2004
3. Standard Order	NONE	07/19/2004
4. Close Docket or Revise CASR	NONE	08/19/2004
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Recommended assignments for hearing and/or deciding this case:

Full Commission ☒ Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 05/05/2004

Initials: OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

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

Approved: BB/ [Signature]

Date: 05/05/2004

Section 1 - Bureau of Records Complete

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
Last Day to Suspend: _____
Referred to: _____
("C") indicates OPR

Expiration: _____

CCA	(CMP)	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

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

Time Schedule

Program Module A20(b)

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

Staff Assignments

OPR Staff

N Pruitt

10

Current CASR revision level

Due Dates

Previous Current

Staff Counsel

F Banks, J Susac

OCRs

Recommended assignments for hearing
and/or deciding this case:

Full Commission X Commission Panel _____
Hearing Examiner _____ Staff _____

Date filed with CCA: 06/16/2004

Initials: OPR _____
Staff Counsel _____

1.	Staff Recommendation	06/17/2004	06/24/2004
2.	Agenda	06/29/2004	07/06/2004
3.	Standard Order	07/19/2004	07/26/2004
4.	Close Docket or Revise CASR	08/19/2004	08/31/2004
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

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

Approved: BB/AmDate: Pending 6/21/04

N

Section 1 - Bureau of Records Complete

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____
Last Day to Suspend: _____
Referred to: _____
("C") indicates OPR)

Expiration: _____

CCA	(CMP)	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

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

Time Schedule

Program Module A20(b)

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT
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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff

N Pruitt

Staff Counsel

F Banks, J Susac

OCRs

		Due Dates	
		Previous	Current
11	Current CASR revision level		
1.	Standard Order	07/26/2004	08/09/2004
2.	Close Docket or Revise CASR	08/31/2004	09/20/2004
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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: 07/29/2004

Initials: OPR _____
Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

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

Approved: BZ/pmrDate: 07/29/2004

Section 1 - Bureau of Records Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date:

Expiration:

Last Day to Suspend:

Referred to:

("O" indicates OPR)

CCA	(CMP	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

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

Time Schedule

Program Module A20(b)

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

Staff Assignments

Due Dates

OPR Staff	N Pruitt	12	Current CASR revision level	Previous	Current
		1.	Standard Order	08/09/2004	08/23/2004
		2.	Close Docket or Revise CASR	08/31/2004	09/20/2004
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Staff Counsel	F Banks, J Susac	8.			
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OCRs		11.			
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Recommended assignments for hearing and/or deciding this case:		30.			
		31.			
Full Commission <u>X</u> Commission Panel		32.			
Hearing Examiner <u>Staff</u>		33.			
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Date filed with CCA: <u>08/13/2004</u>		36.			
		37.			
Initials: OPR		38.			
Staff Counsel		39.			
		40.			

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		
X							

Commissioners					ADM
BZ	DS	JB	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: BB/rmsDate: Pending 8/16/04

Section 1 - Bureau of Records Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____

Expiration: _____

Last Day to Suspend: _____

Referred to: _____

("O" indicates OPR)

CCA	(CMP)	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

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

Time Schedule

Program Module A20(b)

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

Staff Assignments

Due Dates

OPR Staff	N Pruitt	13	Current CASR revision level	Previous	Current
		1.	Standard Order	08/23/2004	09/23/2004
		2.	Close Docket or Revise CASR	09/20/2004	10/07/2004
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Staff Counsel	F Banks, J Susac	8.			
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OCRs		11.			
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Recommended assignments for hearing and/or deciding this case:		30.			
		31.			
Full Commission <u>X</u> Commission Panel		32.			
Hearing <u> </u> Staff		33.			
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Date filed with CCA: <u>08/30/2004</u>		36.			
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Initials OPR		38.			
Staff Counsel		39.			
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	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.

Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	
				X	

Approved: 133/AmDate: Pending9/14/04

Section 1 - Bureau of Records Completes

Docket No. 030643-TP Date Docketed: 07/18/2003 Title: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida.

Company: TCG South Florida
Teleport Communications Group, Inc.
Verizon Florida Inc.

Official Filing Date: _____

Expiration: _____

Last Day to Suspend: _____

Referred to: _____

("C") indicates OPR

CCA	(CMP)	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

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

Time Schedule

Program Module A20(b)

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

Staff Assignments

OPR Staff	N Pruitt	14	Current CASR revision level	Due Dates	
				Previous	Current
		1.	Standard Order	09/23/2004	10/25/2004
		2.	Close Docket or Revise CASR	10/07/2004	11/08/2004
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Recommended assignments for hearing and/or deciding this case:

Full Commission X Commission Panel _____
Hearing _____ Staff _____Date filed with CCA: 09/22/2004

Initials OPR _____

Staff Counsel _____

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		
X							

Prehearing Officer

Commissioners					ADM
BZ	DS	JB	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: B31/AmDate: Pending 9/28/04

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

July 23, 2003

Richard Chapkis, Vice President and General Counsel, Southeast
Verizon Florida Inc.
Post Office Box 110
Tampa, Florida 33601-0110

Re: Docket No. 030643-TP

Dear Mr. Chapkis:

This will acknowledge receipt of a petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida, for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida, which was filed in this office on July 18, 2003, 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



030643-TP

Kay Flynn

From: Marguerite Lockard
Sent: Friday, August 22, 2003 1:00 PM
To: Kay Flynn; Ruth Nettles; Matilda Sanders
Cc: Hong Wang
Subject: FW: Docket No. 030643-TP (Verizon vs. TCG)

FYI:

There are 3 confidential DNs in Docket 030643-TP (DNs 06422-03, 06423-03, and 07200-03)

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

From: Felicia Banks
Sent: Friday, August 22, 2003 12:03 PM
To: 'Marsha Rule (E-mail)'; Richard Chapkis; 'apanner@khhte.com'
Cc: Nancy Pruitt; Jeremy Susac; Laura King; Marguerite Lockard
Subject: RE: Docket No. 030643-TP (Verizon vs. TCG)

This is a follow up to our informal conference call meeting this morning regarding the above-referenced docket.

As was decided at the meeting this morning, parties will be reviewing all of the filings in this docket that have or will be filed under total confidential cover including Verizon's petition, TCG's Motion to Dismiss and Verizon's Response to TCG's Motion to Dismiss (to be filed 8/25 under total confidential cover).

After reviewing the filings referenced above, parties will make a determination of what information should be confidential and then consult/exchange information with each other identifying information that should remain confidential by August 29, 2003.

Thereafter, parties will re-file all of the pleadings referenced above with the appropriate Notice of request for confidential classification or a claim of confidential treatment, if applicable,) by September 3, 2003 See FPSC Rule 25-22.006 (Confidential Information. Parties should indicate in their cover letter when they re-file pleadings why they are re-filing the document and request that the previously filed documents be returned to the party. Staff will follow up to ensure that original previous filings in this docket are returned to parties.

Thanks again for your assistance. Have a good weekend!!

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

8/25/2003

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

ACKNOWLEDGMENT

DATE: 9.25.03

030643-

TO: Marsha E. Rule

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

RE: Acknowledgment of Receipt of Confidential Filing

09214-03

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

030643-TP or (if filed in an undocketed matter) concerning _____

Attachment B to TCG's request, and

filed on behalf of TCG / Rule. 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 01/03)

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

Matilda Sanders

0996-PCO

From: Andrea Cowart
Sent: Thursday, September 04, 2003 9:47 AM
To: CCA - Orders / Notices; Felicia Banks
Subject: Order / Notice Submitted

Date and Time: 9/4/03 9:45:00 AM
Docket Number: 030643-TP
Filename / Path: 030643or.frb
Order Type: Signed / Hand Deliver

Order Granting Extension of Time

3/0

RECEIVED-FPSC
03 SEP -4 AM 10:47
COMMISSION
CLERK

State of Florida



Public Service Commission

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

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

DATE: May 7, 2004
TO: Blanca S. Bayó, Commission Clerk and Administrative Services Director
FROM: Jane Faurot, Chief of Reporting, Division of the Commission Clerk & Administrative Services
RE: Docket No. 030643-TP, Agenda held May 3, 2004, Item No. 4

RE: PETITION OF VERIZON FLORIDA INC. (f/k/a GTE FLORIDA INC.) AGAINST TELEPORT COMMUNICATIONS GROUP, INC. AND TCG SOUTH FLORIDA FOR REVIEW OF DECISION BY THE AMERICAN ARBITRATION ASSOCIATION, IN ACCORDANCE WITH ATTACHMENT 1 SECTION 11.2(a) OF INTERCONNECTION AGREEMENT BETWEEN GTE FLORIDA INC. AND TCG SOUTH FLORIDA.

DOCUMENT NO.: 05316-04, 0-5-06-04

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:

L. V. W.

JF/rlm

Richard A. Chapkis
Vice President -- General Counsel, Southeast Region
Legal Department



FLTC0007
201 North Franklin Street (33602)
Post Office Box 110
Tampa, Florida 33601-0110

Phone 813 483-1256
Fax 813 204-8870
richard.chapkis@verizon.com

May 17, 2004 -- VIA ELECTRONIC MAIL

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

RECEIVED FPSC
MAY 18 AM 10:54
COMMISSION
CLERK

Re: Docket No. 030643-TP
Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) Against Teleport
Communications Group, Inc. and TCG South Florida For Review of Decision by
the American Arbitration Association in Accordance with Attachment 1 Section
11.2(a) of Interconnection Agreement Between GTE Florida Inc. and TCG South
Florida

Dear Ms. Bayo:

Enclosed is the Supplemental Brief of Verizon Florida Inc. for filing in the above matter.
A diskette with a copy of the Brief in Word format will follow via overnight mail. Service
has been made as indicated on the Certificate of Service. If there are any questions
regarding this filing, please contact me at 813-483-1256.

Sincerely,

s/ Richard A. Chapkis

Richard Chapkis

RAC:tas

Enclosures

04 MAY 18 AM 10:11

DISTRIBUTION CENTER

Matilda Sanders

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From: Andrea Cowart
Sent: Friday, June 04, 2004 12:26 PM
To: CCA - Orders / Notices; Felicia Banks
Subject: Order / Notice Submitted

4

Date and Time: 6/4/2004 12:25:00 PM
Docket Number: 030643-TP
Filename / Path: 030643ord.frb.doc
Order Type: Signed / Hand Deliver

Order Granting Motion for Leave to File Clarification

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COMMISSION
CLERK

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

DATE: July 16, 2004

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. 030643-TP, AGENDA HELD 07-06-04.

RE: PETITION OF VERIZON FLORIDA INC. (f/k/a GTE FLORIDA INC.) AGAINST TELEPORT COMMUNICATIONS GROUP, INC. AND TCG SOUTH FLORIDA FOR REVIEW OF DECISION BY THE AMERICAN ARBITRATION ASSOCIATION, IN ACCORDANCE WITH ATTACHMENT 1 SECTION 11.2(a) OF INTERCONNECTION AGREEMENT BETWEEN GTE FLORIDA INC. AND TCG SOUTH FLORIDA.

DOCUMENT NO.: 07626-04, 07-14-04

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/rlm

CCA Official Filing

10/7/2004 10:56 AM*****

****Matilda Sanders***1**

Matilda Sanders

0972 - FOF

From: Andrea Cowart
Sent: Thursday, October 07, 2004 10:55 AM
To: CCA - Orders / Notices; Felicia Banks
Subject: Order / Notice Submitted

Date and Time: 10/7/2004 10:54:00 AM
Docket Number: 030643-TP
Filename / Path: 030643order revised changes incorporated.doc

Order on Verizon's Petition to Review an American Arbitration Association's Decision

4/0

STATE OF FLORIDA

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



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

Public Service Commission

November 8, 2004

Thomas D. Hall, Clerk
Supreme Court of Florida
Supreme Court Building
Tallahassee, Florida 32301

Re: Petition of Verizon Florida Inc. (f/k/a GTE Florida Inc.) against Teleport Communications Group, Inc. and TCG South Florida for review of decision by The American Arbitration Association, in accordance with Attachment 1 Section 11.2(a) of interconnection agreement between GTE Florida Inc. and TCG South Florida (Docket No. 030643-TP)

Dear Mr. Hall:

Enclosed is a certified copy of a Notice of Appeal, filed in this office on November 5, 2004, on behalf of Verizon Florida Inc. Also enclosed is a copy of Order No. PSC-04-0972-FOF-TP, the order on appeal.

Sincerely,

Kay Flynn, Chief
Bureau of Records

KF/mhl
Enclosure

cc: David Smith, Esquire, Office of the General Counsel
Richard A. Chapkis, Esquire
Aaron M. Panner, Esquire
Bruce May, Esquire
Marsha E. Rule, Esquire

STATE OF FLORIDA

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



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

Public Service Commission

February 24, 2005

Marsha E. Rule, Esquire
Rutledge, Ecenia, Purnell & Hoffman
Post Office Box 551
Tallahassee, Florida 32302-0551

Re: Return of Confidential Documents to the Source, Docket No. 030643-TP

Dear Ms. Rule:

Commission staff have advised that Confidential Document Nos. 07200-03, 08358-03, and 09214-03, filed on behalf of Teleport Communications Group, Inc. and TCG South Florida 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: Nancy E. Pruitt, Division of Competitive Markets and Enforcement
Marlene Stern, Office of the General Counsel
Felicia Banks, Office of the General Counsel

SIGNED FOR BY

DATE

2/20/05 12:20pm

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STATE OF FLORIDA

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

Public Service Commission

February 24, 2005

D. Bruce May, Esquire
Holland & Knight LLP
Post Office Box 810
Tallahassee, Florida 32302

Re: Return of Confidential Documents to the Source, Docket No. 030643-TP

Dear Mr. May:

Commission staff have advised that Confidential Document Nos. 07906-03, 07907-03, 08381-03, 08382-03, and 08383-03, filed on behalf of Verizon Florida, Inc. can be returned to the source. The documents are enclosed in one box, along with two additional copies each of Confidential Document Nos. 07906-03 and 07907-03.

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: Nancy E. Pruitt, Division of Competitive Markets and Enforcement
Marlene Stern, Office of the General Counsel
Felicia Banks, Office of the General Counsel

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DATE

4/12/05

STATE OF FLORIDA

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DIRECTOR
(850) 413-6770 (CLERK)
(850) 413-6330 (ADMIN)

Public Service Commission

February 25, 2005

Richard A. Chapkis, Esquire
Verizon - Legal Department
201 North Franklin Street
Tampa, Florida 33601-0110

Re: Return of Confidential Documents to the Source, Docket No. 030643-TP

Dear Mr. Chapkis:

Commission staff have advised that Confidential Document Nos. 06422-03 and 06423-03, filed on behalf of Verizon Florida, Inc. can be returned to the source. The documents are enclosed, along with two additional copies of Confidential Document No. 06422-03 and one additional copy of Confidential Document No. 06423-03.

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: Nancy E. Pruitt, Division of Competitive Markets and Enforcement
Marlene Stern, Office of the General Counsel
Felicia Banks, Office of the General Counsel