



Continental Cablevision - Southeastern Region

DONALD L. CROSBY
Regulatory Counsel

ORIGINAL
FILE COPY

December 15, 1995

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

RE: DOCKET NO. 950985A-TP

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are an original and fifteen copies of Continental Cablevision, Inc.'s Notice of Voluntary Dismissal Without Prejudice of GTE Florida Incorporated. Copies have been served on the parties of record pursuant to the attached certificate of service.

Please acknowledge receipt and filing of these documents by date stamping the duplicate copy of this letter and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,

Donald L. Crosby

- RUK
- AFA
- ADP
- CAF
- CMU Chase
- CTR Enclosure
- EAG
- LEG cc: All Parties of Record
- LIN
- OPC
- TCH
- SEC
- WAS
- OTB

RECEIVED & FILED
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
12696 DEC 18 95
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Resolution of Petition(s) to)
establish nondiscriminatory)
rates, terms, and conditions for) DOCKET NO.
interconnection involving local) 950985A-TP
exchange companies and alternative)
local exchange companies pursuant)
to Section 364.162, Florida)
Statutes)
_____)

CONTINENTAL'S NOTICE OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE OF GTE FLORIDA INCORPORATED

Continental Cablevision, Inc., on behalf of its affiliates, Continental Fiber Technologies, Inc. d/b/a AlterNet, and Continental Florida Telecommunications, Inc. (collectively "Continental"), hereby gives notice of its voluntary dismissal without prejudice of GTE Florida Incorporated ("GTE") from Continental's petition being considered in this docket. As grounds therefor, Continental states:

1. In its Amended Petition filed October 20, 1995, Continental sought the Commission's establishment of interconnection arrangements to apply between Continental and the following four incumbent local exchange telecommunications companies: (1) GTE; (2) BellSouth

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Telecommunications, Inc. ("BellSouth"); (3) Sprint/United-Florida ("United"); and (4) Sprint/Centel-Florida ("Centel").

2. Continental sought such an arrangement with GTE in the belief that, while in the near future Continental's plans did not call for operations within GTE's service territory, in the longer term interconnection with that company's facilities could be required. It was deemed by Continental at that time to be a more efficient utilization of the Commission's and the parties' limited resources to handle its interconnection arrangements with all four companies in one proceeding.

3. Since filing its Amended Petition and during the course of negotiating with various parties to this proceeding, Continental has had an occasion to reconsider that earlier decision. Continental now concludes that its plans for providing service in GTE's service territory are not near enough in time to justify the continuation of this proceeding with regard to the issues relating exclusively to GTE.

4. In order to conserve the resources of the Commission and the parties to this docket, Continental

voluntarily dismisses GTE from further consideration in this proceeding of Continental's petition. However, Continental intends such voluntary dismissal to be without prejudice to the later filing by Continental of a petition seeking the Commission's establishment of an interconnection arrangement with GTE.

5. Continental's voluntary dismissal of GTE from its petition is intended to have no effect whatsoever on the Amended Petition with regard to the Commission's establishment of interconnection arrangements between Continental and BellSouth, United and Centel. Notwithstanding this action relating to GTE, it is Continental's intent that this docket go forward with the schedule of events adopted by the Prehearing Officer in relation to BellSouth, United and Centel.

WHEREFORE, Continental respectfully gives notice of its voluntary dismissal without prejudice of GTE Florida Incorporated from its Amended Petition being considered in this docket.

Respectfully submitted,

CONTINENTAL CABLEVISION, INC.
Southeastern Region

A handwritten signature in cursive script, appearing to read "Donald L. Crosby", is written over a horizontal line.

Donald L. Crosby, Esq.
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DATED: December 15, 1995

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of Continental Cablevision, Inc.'s Notice of Voluntary Dismissal Without Prejudice of GTE Florida Incorporated were furnished by mail this 15th day of December, 1995, to the following:

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