RECEIVED-1780

02 DEC 30 PH 4: 43

COMMISSION



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

Phone 813 483-2606 Fax 813 204-8870 kimberly.caswell@verizon.com

December 30, 2002

Kimberly Caswell

Legal Department

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

Vice President and General Counsel, Southeast

Re: Docket No. 000075-TP (Phase IIA)

Investigation into appropriate methods to compensate carriers for exchange of Traffic subject to Section 251 of the Telecommunications Act of 1996

Dear Ms. Bayo:

Please find enclosed an original and 15 copies of Verizon Florida Inc.'s Motion for Reconsideration of Commission Vote for Procedural Impropriety and Verizon Florida Inc.'s Motion for Oral Argument on Its Motion for Reconsideration of Commission Vote for Procedural Impropriety for filing in the above matter. Service has been made as indicated on the Certificate of Service. If there are any questions regarding this matter, please contact me at (813) 483-2617.

Sincerely,

Kimberly Caswell

KC:edm Enclosures

AUS

CAF

COM

ECR

MMS

SEC

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOC WITH NI METE-DATE

14101 DEC 30 B 002458

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of Verizon Florida Inc.'s Motion for Reconsideration of Commission Vote for Procedural Impropriety and Verizon Florida Inc.'s Motion for Oral Argument on Its Motion for Reconsideration of Commission Vote for Procedural Impropriety in Docket No. 000075-TP (Phase II) were sent via U. S. Mail on December 20, 2002 to the parties on the attached list.

Patrick K. Wiggins

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

Michael Gross Florida Cable Telecomm. Assn. 246 East 6th Avenue Tallahassee, FL 32303

Peter Dunbar Karen Camechis Pennington Law Firm P. 0. Box 10095 Tallahassee, FL 32302

Charles J. Pellegrini
Patrick Wiggins
Katz Kutter Law Firm
106 E. College Avenue, 12th Floor
Tallahassee, FL 32301

Herb Bornack Orlando Telephone Co. 4558 S.W. 35th Street, Suite 100 Orlando, FL 32811-6541

Paul Rebey Focal Communications Corp. 200 N. LaSalle Street, Suite 1100 Chicago, IL 60601 -1914

Jill N. Butler Cox Communications 4585 Village Avenue Norfolk, VA 23502

Michael R. Romano Level 3 Communications LLC 1025 Eldorado Boulevard Broomfield, CO 80021-8869

Genevieve Morelli Kelley Law Firm 1200 19th Street N.W. Suite 500 Washington, DC 20036

Matthew Feil Florida Digital Network, Inc. 390 North Orange Avenue Suite 2000 Orlando, FL 32801 Nancy White c/o Nancy Sims BellSouth Telecomm. Inc. 150 S. Monroe Street, Suite 400 Tallahassee, FL 32301-1556

Charles Rehwinkel
Sprint-Florida
1313 Blairstone Road MCFLTLHOOl07
Tallahassee, FL 32301

Brian Chaiken Supra Telecom 2620 S.W. 27th Avenue Miami, FL 33133-3001

Jon C. Moyle, Jr.
Cathy M. Sellers
Moyle Flanigan et al.
118 N. Gadsden Street
Tallahassee, FL 32301

Donna McNulty MCI WorldCom, Inc. 1203 Governors Square Blvd. #201 Tallahassee, FL 32301-2960

Robert Scheffel Wright Landers & Parsons P.A. 310 West College Avenue Tallahassee, FL 32302

Carolyn Marek Time Warner Telecom of Florida 233 Bramerton Court Franklin, TN 37069

Dana Shaffer, Vice President XO Florida, Inc. I05 Molly Street, Suite 300 Nashville, TN 37201-2315

John McLaughlin KMC Telecom, Inc. 1755 North Brown Road Lawrenceville, GA 33096

Stephen T. Refsell
Bettye Willis
ALLTEL Corporate Services Inc.
One Allied Drive
Little Rock, AR 72203-2177

Virginia C. Tate AT&T 1200 Peachtree Street, Suite 8100 Atlanta, GA 30309

Global NAPS, Inc. 10 Merrymount Road Quincy, MA 02169

Wanda Montano US LEC of Florida Inc. 6801 Morrison Blvd. Charlotte, NC 28211

Norman H. Horton Jr. Messer Law Firm 215 S. Monroe Street. Suite 701 Tallahassee, FL 32301 -1876

Brian Sulmonetti MCI WorldCom, Inc. Concourse Corp. Center Six Six Concourse Parkway, Suite 3200 Atlanta, GA 30328

Vicki Gordon Kaufman McWhirter Law Firm 117 S. Gadsden Street Tallahassee, FL 32301

Jeffry Wahlen Ausley Law Firm P. 0. Box 391 Tallahassee, FL 32302

Richard D. Melson Hopping Law Firm P. 0. Box 6526 Tallahassee, FL 32314

Martin McDonnell Rutledge Law Firm 215 S. Monroe Street Suite 420 Tallahassee, FL 32301 Charles Hudak Ronald V. Jackson Gerry Law Firm 3 Ravinia Drive, # I450 Atlanta, GA 30346-2117

James Falvey
e.spire Comm. Inc.
131 National Business Parkway
Suite 100
Annapolis Junction, MD 20701-1001

Rhonda P. Merritt MediaOne Florida Telecomm. 101 N. Monroe Street, Suite 700 Tallahassee, FL 32301

. . . .

Lisa A. Riley TCG South Florida 1200 Peachtree Street N.E. Suite 8066 Atlanta, GA 30309-3523

.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into appropriate methods) Docket No. 000075-TP (Phase IIA)
to compensate carriers for exchange) Filed: December 30, 2002
of traffic subject to Section 251 of the)
Telecommunications Act of 1996	j ,
	j

VERIZON FLORIDA INC.'S MOTION FOR ORAL ARGUMENT ON ITS MOTION FOR RECONSIDERATION OF COMMISSION VOTE FOR PROCEDURAL IMPROPRIETY

Today, Verizon Florida Inc. (Verizon) filed a Motion for Reconsideration of the Commission's vote on Issue 3 in this case at its December 17, 2002 agenda conference. As stated in that Motion, the Commission improperly held oral argument on Issue 3 at the agenda conference because of an erroneous interpretation of the governing rules in the Florida Administrative Code. Verizon requests oral argument on its Motion. Oral argument will help the Commission to more fully understand what rules apply, how they are properly interpreted in accordance with rules of statutory construction, and how the Commission can best correct the procedural impropriety described in Verizon's Motion.

DOCUMENT NUMBER - DATE

14102 DEC 30 %

FPSC-COMMISSION CLERK

Respectfully submitted on December 30, 2002.

By:

Patrick K. Wiggins

Attorney for Verizon Florida Inc. Katz Kutter Haigler Alderman

Bryant & Yon PA

106 E. College Avenue Tallahassee, FL 32301

Tallanassee, FL 32301

Telephone: (850) 224-9634

Kimberly Caswell
Attorney for Verizon Florida Inc.

P. O. Box 110, FLTC0007

Tampa, FL 33601 Telephone: (813) 483-2606