

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re:)	
Investigation Into The Establishment)	Docket No. 000121A-TP
Of Operations Support Systems Permanent)	
Performance Measure For Incumbent Local)	Filed: November 20, 2003
Exchange Telecommunications Companies)	
_____)	

**CLEC COALITION MOTION FOR LEAVE TO LATE FILE RESPONSE IN
OPPOSITION TO BELL SOUTH'S MOTION TO MODIFY ORDER**

AT&T Communications of the Southern States, LLC; DIECA Communications, Inc. d/b/a Covad Communications Company; ITC^DeltaCom; MCImetro Access Transmission Services, LLC and MCI WorldCom Communications, Inc.; Network Telephone Corp.; NuVox Communications, Inc., and Talk America, Inc. (the Competitive Local Exchange Carrier, "CLEC Coalition"), pursuant to Rule 28-106.204, Fla. Admin. Code, hereby requests that the Florida Public Service Commission ("Commission") grant leave for the CLEC Coalition to file its response in opposition to the Motion of BellSouth Telecommunications, Inc. ("BellSouth") to Modify Order ("BellSouth's Motion") served on the CLEC Coalition on November 7, 2003, and as grounds therefore states:

1. BellSouth served its Motion by U.S. mail on the members of the CLEC Coalition on November 7, 2003. Rule 28-106.204(1), Fla. Admin. Code provides that a response to any motion may be filed within seven (7) days of service of the motion. Rule 28-106.103, Fla. Admin. Code provides that five (5) days may be added to any time limit when service has been accomplished by U.S. mail. Therefore, a response to the BellSouth motion was due by November 19, 2003.

DOCUMENT NUMBER DATE
11752 NOV 20 03
FPSC-COMMISSION CLERK

2. Due to unexpected and unavoidable problems in the computer and printer systems of undersigned counsel, the undersigned was not able to print and copy the response to the BellSouth motion in time for it to be filed with the Commission by close of business on November 19, 2003.

3. The problems in the computer and printer systems have been repaired, and the response to the BellSouth motion has been completed. The response is being filed contemporaneously with this Motion.

4. The CLEC Coalition asserts that no party to this proceeding will be prejudiced by the Commission granting leave for the CLEC Coalition to file its response one day past the November 19, 2003. The CLEC Coalition further asserts that its interest in ensuring that the Commission has the benefit of a complete and accurate analysis of the issues prior to taking action will be prejudiced by the denial of leave to late file the response.

5. The Commission has the authority to accept the response being filed contemporaneously with this Motion. See, e.g. *Department of Environmental Regulation v. Puckett Oil Company, Inc.*, 577 So.2d 988, 991 (Fla. 1st DCA 1991).

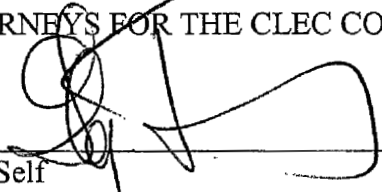
6. Undersigned counsel has been authorized to submit this document on behalf The CLEC Coalition.

WHEREFORE, for the reason set forth herein, the CLEC Coalition requests that the Commission grant leave for the CLEC Coalition to file its response in opposition to the Motion of BellSouth Telecommunications, Inc. to Modify Order, and to accept the CLEC Coalition Opposition to BellSouth Motion to Modify Order that has been contemporaneously filed.

Undersigned counsel has been authorized to submit this document on behalf The CLEC Coalition.

Respectfully submitted this the 20th day of November 2003.

ATTORNEYS FOR THE CLEC COALITION



Floyd Self
Messer, Caparello & Self
215 South Monroe Street, Ste 701
P.O. Box 1876
Tallahassee, FL 32302-1876
850-222-0720

Tracy Hatch
Senior Attorney
AT&T Communications for the Southern States, LLC
101 N. Monroe St., Suite 700
Tallahassee, FL 32301

Charles E. Watkins
Senior Counsel
Covad Communications Company
1230 Peachtree Street, NE, 19th Floor
Atlanta, GA 30309

Nanette S. Edwards, Esq.
Director, Regulatory
ITC^DeltaCom Communications, Inc.
4092 S. Memorial Parkway
Huntsville, AL 35802

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

Margaret Ring, Esq.
Director, Regulatory Affairs
Network Telephone Corporation
815 South Palafox Street
Pensacola FL 32501-5937

Hamilton E. Russell, III
NuVox Communications, Inc.
VP of Legal and Regulatory Affairs
301 North Main Street, Suite 5000
Greenville SC 29601-2153

Francie McComb, Esq.
Talk America
6805 Route 202
New Hope, PA 18938

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon the following parties by Hand Delivery (*) and/or U.S. Mail this 20th day of November, 2003.

Beth Keating, Esq.*
Division of Legal Services, Room 370
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Nancy B. White, Esq.
c/o Ms. Nancy H. Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, FL 32301

David Tobin, Esq.
Florida Public Telecommunications Association
Tobin & Reyes
7251 West Palmetto Park Road, #205
Boca Raton, FL 33433-3487

Charles J. Rehwinkel, Esq.
Susan Masterton, Esq.
Mr. F. Ben Poag
Sprint-Florida, Incorporated
MC FLTHO0107
P.O. Box 2214
Tallahassee, FL 32399-2214

Michael A. Gross, Esq.
Vice President, Regulatory Affairs
& Regulatory Counsel
Florida Cable Telecommunications Association, Inc.
246 East 6th Avenue
Tallahassee, FL 32303

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

J. Jeffry Wahlen, Esq.
Ausley & McMullen
P.O. Box 391
Tallahassee, FL 32302

Peter M. Dunbar, Esq.
Pennington, Moore, Wilkinson, Bell &
Dunbar, P.A.
P.O. Box 10095
Tallahassee, FL 32302-2095

Ms. Carolyn Marek
Vice President of Regulatory Affairs
Southeast Region
Time Warner Communications
233 Bramerton Court
Franklin, TN 37069

Tracy W. Hatch, Esq.
AT&T Communications of the Southern States, LLC
101 N. Monroe St., Suite 700
Tallahassee, FL 32301

Virginia C. Tate, Esq.
AT&T Communications of the Southern States, LLC
1200 Peachtree Street, Suite 8100
Atlanta, GA 30309

Kenneth A. Hoffman, Esq.
Rutledge, Ecenia, Purnell & Hoffman, P.A.
P.O. Box 551
Tallahassee, FL 32302

Mr. Dulaney L. O'Roark, III
WorldCom, Inc.
6 Concourse Parkway, Suite 3200
Atlanta, GA 30328

Kimberly Caswell, Esq.
Verizon Select Services, Inc.
P.O. Box 110, FLTC0007
Tampa, FL 33601-0110

William H. Weber
Senior Counsel
Covad Communications Company
1230 Peachtree Street, NE, 19th Floor
Atlanta, GA 30309

Nanette Edwards, Esq.
Brian Musselwhite, Esq.
ITC^Deltacom
4092 South Memorial Parkway
Huntsville, AL 35802

Jonathan Canis, Esq.
Michael Hazzard, Esq.
Kelley Drye Law Firm
1200 19th Street, NW Fifth Floor
Washington, DC 20036

Mr. John D. McLaughlin, Jr.
KMC Telecom, Inc.
1755 North Brown Road
Lawrenceville, GA 30043

Joseph McGlothlin, Esq.
Vicki Kaufman, Esq.
McWhirter Law firm
117 S. Gadsden Street
Tallahassee, FL 32301

Laura L. Gallagher, P.A.
101 E. College Avenue, Suite 302
Tallahassee, FL 32301

Ms. Carol Paulsen
SBC Telecom, Inc.
130 E. Travis, 4-10-A
San Antonio, TX 78205

Wayne Stavanja, Esq.
Mark Buechele, Esq.
Supra Telecom
1311 Executive Center Drive, Suite 200
Tallahassee, FL 32301

Mr. John Rubino
Mr. George S. Ford
Z-Tel Communications, Inc.
601 S. Harbour Island Blvd.
Tampa, FL 33602-5706

Mr. Angel Leiro
Mr. Joe Millstone
IDS Telcom, LLC
1525 N. W. 167th Street, Second Floor
Miami, FL 33169-5131

Mr. Richard Heatter
Mpower Communications Corp.
175 Sully's Trail, Suite 300
Pittsford, NY 14534-4558

Mr. David Wirsching
Bearing Point
1600 Market Street
Philadelphia, PA 19103-7279

Ms. Rose M. Mulvany
Birch
2020 Baltimore Avenue
Kansas City, MO 64108-1914

Tracy Hatch
Senior Attorney
AT&T Communications for the Southern States, LLC
101 N. Monroe St., Suite 700
Tallahassee, FL 32301

Charles E. Watkins
Senior Counsel
Covad Communications Company
1230 Peachtree Street, NE, 19th Floor
Atlanta, GA 30309

Nanette S. Edwards, Esq. Director, Regulatory
ITC^DeltaCom Communications, Inc.
4092 S. Memorial Parkway
Huntsville, AL 35802

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

Margaret Ring, Esq.
Director, Regulatory Affairs
Network Telephone Corporation
815 South Palafox Street
Pensacola FL 32501-5937

Hamilton E. Russell, III
NuVox Communications, Inc.
VP of Legal and Regulatory Affairs
301 North Main Street, Suite 5000
Greenville SC 29601-2153

Francie McComb, Esq.
Talk America
6805 Route 202
New Hope, PA 18938


Floyd R. Sell