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December 23, 2003

BY OVERNIGHT MAIL

Ms. Blanca Bayó, Director
The Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

12/23/03 4:53 PM
COMMISSION
CLERK

Re: Docket No. 990649B-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Digital Network, Inc. in the above-referenced docket is an original and fifteen copies of its Directions to Clerk regarding record designations for Case No. 4:03-CV-282-RH-WCS in the United States District Court for the Northern District of Florida.

Please date stamp and return the enclosed extra copy of this filing. Should you have any questions concerning this filing, please do not hesitate to call us.

Respectfully submitted,

Harisha J. Bastiampillai

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FPSC-BUREAU OF RECORDS

Enclosures

- AUS _____
- CAF _____
- CMF _____
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- MWS _____
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DOCUMENT NUMBER DATE
13453 DEC 24 03
FPSC-COMMISSION CLERK

**STATE OF FLORIDA
PUBLIC SERVICE COMMISSION**

FLORIDA DIGITAL NETWORK,
INC., a Delaware corporation,

Plaintiff,

vs.

SPRINT-FLORIDA, INC., a Florida corporation;
the FLORIDA

PUBLIC SERVICE COMMISSION;

LILA A. JABER, in her official capacity as

Chairman of the Florida Public Service

Commission; and J. TERRY DEASON,

BRAULIO L. BAEZ, RUDOLPH BRADLEY,

And CHARLES M. DAVIDSON in their official

Capacities as Commissioners of the Florida Public

Service Commission,

Defendants.

PSC Docket No.

990649B-TP

FEDERAL DISTRICT

CASE NO.

4:03-CV-282-RH-WCS

**FLORIDA DIGITAL NETWORK'S
DIRECTIONS TO CLERK**

Pursuant to the Initial Scheduling Order of December 15, 2003 of the United States District Court for the Northern District of Florida, Plaintiff, Florida Digital Network, Inc. ("FDN") respectfully requests that the Clerk of the Florida Public Service Commission ("Commission") include the following items in the original record for review in the United States District Court for the Northern District of Florida, Case No. 4:03 CV 282-RH-WCS. Designations of transcripts and testimony include all exhibits

DOCUMENT NUMBER-DATE

13453 DEC 24 8

thereto. FDN reserves the right to supplement the record designations set forth below if it determines that further materials are relevant to its claims.

Date	Description
January 5, 2001	Petition to amend order granting motions to bifurcate and suspend proceedings, by Sprint-Florida, Incorporated (Sprint-Florida).
January 16, 2001	Verizon Florida Inc.'s (Verizon") response to Sprint Florida's Petition to amend order granting motion to bifurcate and suspend proceedings.
March 12, 2001	Order PSC-01-0551-PCO-TP granting, in part, and denying, in part, motions for extension of time and revising schedule.
May 17, 2001	Motion to require BellSouth Telecommunications, Inc. ("BellSouth") to authorize use of its BSTLM, to require Verizon to provide data and inputs for the BSTLM, and to continue the hearing, on behalf of MCI WorldCom, Inc., and its operating subsidiaries and AT&T Communications of the Southern States, Inc. (collectively "MCI WorldCom & AT&T).
May 18, 2001	Order PSC-01-1138-PCO-TP modifying issues list for Phase III regarding Sprint-Florida and Verizon.
June 1, 2001	Memorandum dated June 1, 2001 from Beth Keating and Wayne Knight, Commission, to all parties advising of June informal workshops.
June 5, 2001	Notice of withdrawal of motion regarding BSTLM and motion for continuance, on behalf of MCI WorldCom and AT&T and Covad Communications Corporation ("Covad").
June 12, 2001	Response to motion for continuance, on behalf of Sprint-Florida and Sprint Communications Company Limited Partnership.
June 13, 2001	Notice of July 9, 2001 prehearing conference for publication in June 22, 2001 Florida Administrative Weekly, filed June 13, 2001.
June 15, 2001	Z-Tel's response to joint motion of MCI WorldCom and AT&T and Covad for a continuance and alternative motion for extension of time.
June 18, 2001	Verizon's reply to Sprint-Florida and Sprint's response to motion for continuance.
June 18, 2001	Memorandum dated June 18, 2001 from Commission's Division of Legal Services to Division of Records and Reporting with attached June 18, 2001 memorandum from Wayne Knight, Commission, to all parties of record and interested parties advising pending motions have been ruled on by Prehearing Officer.
June 20, 2001	Notice of July 9, 2001, status conference for publication in June 29, 2001 Florida Administrative Weekly.

June 29, 2001	Order PSC-01-14070PCO-TP granting, in part, and denying, in part, motions for continuance and extension of time.
July 3, 2001	Notice of July 9, 2001 Status conference.
July 17, 2001	Transcript of status conference held July 9, 2001 in Tallahassee.
August 2, 2001	Order PSC-01-1592-PCO-TP establishing procedure, Phase III.
August 13, 2001	Memorandum dated August 10, 2001 from Beth Keating and Wayne Knight, Commission, to all parties advising of August 28, 2001 informal meeting.
August 16, 2001	Order PSC-01-1676-PCO-TP amending schedule in Order PSC-01-1592-PCO-TP establishing procedure, Phase III.
October 29, 2001	Order PSC-01-2132-PCO-TP approving issues and creating sub-dockets.
November 7, 2001	Sprint-Florida's request for confidential classification of DN 14183-01.
December 20, 2001	Sprint's request for confidential classification of DN 15871-01.
January 10, 2002	Sprint's request for confidential classification of DN 00375-02.
January 15, 2002	Order PSC-02-0090-PCO-TP granting MCI WorldCom's and AT&T's joint motion for extension of time.
January 23, 2002	Notice of February 20, 2002 prehearing conference for publication in February 1, 2002 Florida Administrative Weekly.
January 29, 2002	Order PSC-02-0130-PCO-TP revising prehearing and hearing dates.
January 30, 2002	Petition to intervene, on behalf of KMC Telecom III, Inc. ("KMC").
February 12, 2002	Verizon's motion for extension of time to file surrebuttal testimony.
February 14, 2002	Sprint-Florida's response in support of Verizon's motion for extension of time to file surrebuttal testimony.
February 15, 2002	Order PSC-02-0203-PCO-TP granting intervention to KMC.
February 19, 2002	Order PSC-02-0210-PCO-TP granting in part Verizon's motion for extension of time.
March 1, 2002	Sprint's request for confidential classification of DN 02415-02.
March 18,	Memorandum dated March 18, 2002 from Jason Fudge, Commission, to

2002	all parties of record and interested parties advising of March 26, 2002 informal conference.
March 20, 2002	Notice of April 19, 2002 prehearing conference for publication in March 29, 2002 Florida Administrative Weekly.
March 27, 2002	Order PSC-02-0415-PCO-TP granting in part and denying in part Verizon's motion to compel discovery.
March 28, 2002	Order PSC-02-0429-PCO-TP revising prehearing statement date.
April 5, 2002	Request for representation by a qualified representative, on behalf of FDN.
April 11, 2002	Order PSC-02-0502-FOF-TP authorizing qualified representative status to Harisha Bastiampillai for FDN.
April 11, 2002	Sprint's request for confidential classification of DN 04073-02.
April 12, 2002	Amendatory Order PSC-02-0427A-CFO-TP.
April 12, 2002	Prehearing statement of FDN.
April 12, 2002	Commission staff's prehearing statement.
April 12, 2002	Sprint-Florida's prehearing statement.
April 12, 2002	Sprint-Florida's motion for leave to file supplemental direct testimony and revised exhibits.
April 12, 2002	Prehearing statement of KMC.
April 12, 2002	Joint prehearing statement of MCI WorldCom and AT&T and FDN.
April 22, 2002	Revised prehearing statement of KMC.
April 23, 2002	Transcript of prehearing conference held April 19, 2002 in Tallahassee.
April 25, 2002	Prehearing Order PSC-02-0568-PHO-TP.
April 25, 2002	Letter dated April 25, 2002 from John P. Fons forwarding confidential material (for Confidential DN 04586-02) on behalf of Sprint-Florida, Inc.
May 28, 2002	Sprint-Florida's post-hearing brief.
May 28,	Post-hearing brief of Covad.

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May 28, 2002	Post hearing statement of issues and positions and post-hearing brief of Z-Tel.
May 28, 2002	Post-hearing brief of KMC.
May 28, 2002	Post-hearing brief of FDN for Sprint-Florida phase of proceedings.
May 28, 2002	Post-hearing brief of MCI WorldCom and AT&T and FDN.
May 29, 2002	Letter dated May 29, 2002 from Floyd R. Self to Commission advising KMC concurs with positions of MCI WorldCom and AT&T and FDN's post hearing brief to Verizon.
June 19, 2002	Sprint-Florida's motion to strike portions of FDN's post-hearing brief.
June 28, 2002	Opposition of FDN to Sprint-Florida's motion to strike portions of FDN's post-hearing brief.
August 5, 2002	Order PSC-02-1055-PCO-TP continuing proceeding, issued August 5, 2002.
August 19, 2002	Order PSC-02-1128-PCO-TP denying motion to strike.
September 18, 2002	Notice of October 14, 2002 special Commission conference for publication in September 27, 2002 Florida Administrative Weekly.
September 23, 2002	Memorandum from Commission's Division of Competitive Markets and Enforcement, Economic Regulations, and Office of the General Counsel to Division of the Commission Clerk and Administrative Services.
September 30, 2002	Memorandum from Commission's Divisions of Competitive Markets and Enforcement, Economic Regulation, and Office of the General Counsel to Division of the Commission Clerk and Administrative Services.
October 9, 2002	Memorandum from Commission's Division of Competitive Markets and Enforcement to Division of the Commission Clerk and Administrative Services with attached errata to staff recommendations on Verizon and Sprint-Florida.
October 17, 2002	Transcript of special agenda conference held October 14, 2002 in Tallahassee.
November 15, 2002	Final Order PSC-02-1574-FOF-TP on rates for unbundled network elements provided by Verizon.
November 18, 2002	Memorandum from Commission's Division of Competitive Markets and Enforcement to Executive Director's Office with attached revised pages for staff's recommendation on Sprint-Florida.

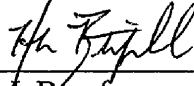
November 18, 2002	Amendatory Order PSC-02-1574A-FOF-TP.
November 21, 2002	Memorandum from Division of Competitive Markets and Enforcement to Division of the Commission Clerk and Administrative Services with attached documents containing additional analysis related to staff's recommendation on Sprint-Florida.
November 22, 2002	Memorandum from Division of Competitive Markets and Enforcement to Division of the Commission Clerk and Administrative Services with attached replacement page one of document entitled "Comparison of Rates in Sprint's Tariff and Recommendation" which was included in the November 21, 2002 filing.
November 22, 2002	Amendatory Order PSC-02-1574B-FOF-TP.
December 2, 2002	KMC's notice of adoption.
December 4, 2002	Memorandum from Commission's Office of the General Counsel to Division of the Commission Clerk and Administrative Services with attached charts provided at the December 2, 2002 agenda conference.
January 8, 2003	Final Order PSC-03-0058-FOF-TP on rates for unbundled network elements provided by Sprint-Florida.
January 13, 2003	Amendatory Order PSC-03-0058A-FOF-TP.
January 23, 2003	Motion for reconsideration of FDN and KMC.
January 23, 2003	Joint request for oral argument of FDN and KMC.
February 4, 2003	Sprint-Florida's response in opposition to motion for reconsideration of FDN and KMC.
February 4, 2003	Sprint-Florida's response in opposition to joint request for oral argument of FDN and KMC.
February 28, 2003	Supreme Court of Florida order (Case No. SC02-2647).
March 5, 2003	Supreme Court of Florida order (Case No, Sc02-2647).
March 6, 2003	Memorandum from Commission's Office of the General Counsel, Division of Competitive Markets and Enforcement, and Division of Economic Regulation to Division of the Commission Clerk and Administrative Services.
March 7,	Report of Sprint-Florida on electronic loop qualification offering.

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April 14, 2003	Transcript of special agenda conference held April 9, 2003 in Tallahassee.
June 5, 2003	Memorandum from Commission's Office of the General Counsel, Division of Competitive Markets and Enforcement, and Division of Economic Regulation to Division of the Commission Clerk and Administrative Services.
July 8, 2003	Joint notice of statutory non-compliance with proposed means to cure and suggestion for new hearing by FDN and KMC.
July 11, 2003	Memorandum from Commission's Office of the General Counsel and Division of Competitive Markets and Enforcement to Commissioners.
July 17, 2003	Sprint-Florida's response to, and motion to strike, FDN and KMC's Joint notice of statutory non-compliance with proposed means to cure and suggestion for a new hearing.
July 25, 2003	FDN and KMC's response to Sprint-Florida's motion to strike, FDN and KMC's Joint notice of statutory non-compliance with proposed means to cure and suggestion for a new hearing.
July 30, 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.
August 8, 2003	Order PSC-03-0918-FOF-TP denying FDN and KMC's motion for reconsideration of Sprint UNE order.
August 22, 2003	Order PSC-03-0951-FOF-TP denying FDN and KMC's pleading joint notice of statutory non-compliance with proposed means to cure and suggestion for new hearing and granting in part Sprint's motion to strike.
September 8, 2003	Notice of administrative appeal, on behalf of KMC Telecom III, LLC ("KMC").
September 8, 2003	FDN and KMC's alternative motion to stay the final order on rates for unbundled network elements provided by Sprint-Florida.
September 8, 2003	Joint request for oral argument of FDN and KMC.
September 10, 2003	Complaint for declaratory and equitable relief, as filed in U.S. District Court for Northern District of Florida, on behalf of FDN.
September 17, 2003	Notice of joinder of appeal, on behalf of FDN.
September 22, 2003	Sprint-Florida's response in opposition to joint request for oral argument of FDN and KMC.
September 22, 2003	Sprint-Florida's response in opposition to FDN and KMC's alternative motion to stay the final order on rates for unbundled network elements

	provided by Sprint-Florida.
September 23, 2003	Transcript of agenda conference, Item No. 9, held June 17, 2003 in Tallahassee.
	Transcript of hearing held April 29, 2002, Volume 1, pages 1 through 183
	Transcript of hearing held April 29, 2002, Volume 2, pages 184 through 372
	Transcript of hearing held April 29, 2002, Volume 3, pages 373 through 546
	Transcript of hearing held April 29, 2002, Volume 4, pages 547 through 675.
	Transcript of hearing held April 29, 2002, Volume 5, pages 676 through 835.
	Transcript of hearing held April 29, 2002, Volume 6, pages 836 through 892.
	Transcript of hearing held April 30, 2002, Volume 7, pages 893 through 1,056.
	Transcript of hearing held April 30, 2002, Volume 8, pages 1,057 through 1,263.
	Transcript of hearing held April 30, 2002, Volume 9, pages 1,264 through 1,367.
	Hearing Exhibits 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 51, 53, 54, 55, 57, 58, 59, 61, 62, 63, 64, 65, and 66 (please include only exhibits pertaining to Sprint portion of docket)
	Exhibit No. 3 (consists of confidential DNs 14183-01 and 04586-02)
	Exhibit No. 17 (DN 05161-02)
	Sprint's response to staff's first request for production of documents, No. 17, filed, January 10, 2002 (DN 00375-02).
	Frank Wood's late-filed deposition Exhibit No. 1, on behalf of KMC, filed April 16, 2002 (DN-04237-02)

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Respectfully submitted,



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Counsel to Florida Digital Network, Inc.

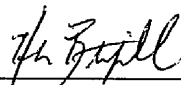
Dated: December 23, 2003

CERTIFICATE OF SERVICE

I, Harisha Bastiampillai, certify that a true and correct copy of this Directions to Clerk was served via U.S. Mail this 23rd day of December, 2003 on:

John Fons, Esquire
Ausley & McMullen
227 South Calhoun Street
P.O. Box 391
Tallahassee, FL 32301

Richard C. Bellak, Associate General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
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Harisha Bastiampillai