

ORIGINAL

Matilda Sanders

From: Ann Bassett [abassett@lawfla.com]
Sent: Tuesday, August 23, 2005 2:38 PM
To: Filings@psc.state.fl.us
Subject: Docket 041144-TP
Attachments: 2005-08-23, KMC's Motion for Extension of Time for Reply Briefs.pdf

The person responsible for this electronic filing is:

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The Docket No. is 041144-TP - Sprint Complaint Against KMC

This is being filed on behalf of KMC Telecom III LLC, KMC Telecom V, Inc. and KMC Data LLC

Total Number of Pages is 4

KMC's Motion for Extension of Time for Reply Briefs

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8/23/2005

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August 23, 2005

BY ELECTRONIC FILING

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

Re: Docket No. 041144-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC ("KMC") is an electronic version of a Motion for Extension of Time for Reply Briefs in the above referenced docket.

Thank you for your assistance with this filing.

Sincerely yours,


Floyd R. Self

FRS/amb
Enclosures
cc: Parties of Record

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Complaint of Sprint-Florida, Incorporated)
Against KMC Telecom III LLC,)
KMC Telecom V, Inc. and KMC Data LLC,)
for failure to pay intrastate access charges)
pursuant to its interconnection agreement and)
Sprint's tariffs and for violation of)
Section 364.16(3)(a), Florida Statutes.)
_____)

Docket No. 041144-TP
Filed: August 23, 2005

**KMC TELECOM III LLC, KMC TELECOM V, INC. AND KMC DATA LLC'S
MOTION FOR EXTENSION OF TIME FOR REPLY BRIEFS**

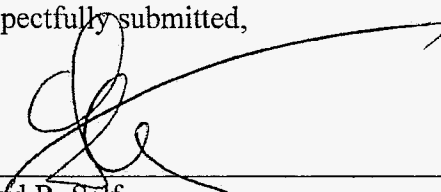
KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC (collectively "KMC"), pursuant to Rule 28-106.204, Florida Administrative Code, hereby moves the Florida Public Service Commission (hereinafter "Commission") to amend its verbal decision to permit the parties five additional days to file their reply briefs now due Friday, September 2, 2005, and as grounds therefore, KMC states:

1. At the final hearing on July 12, 2005, the Commission authorized the parties to submit reply briefs in the case since the entire record in this matter was stipulated in lieu of the witnesses appearing and being subject to cross examination.
2. In view of the arguments presented in their initial post hearing briefs, KMC believes that five extra days will enable the parties to more meaningfully present their reply brief arguments. If this request is granted, reply briefs would be due on Wednesday, September 7, 2005.
3. Five additional days on the reply briefs will not materially or adversely impact the remaining schedule for this case. The requested extension shall apply to both KMC and Sprint.
4. KMC is authorized to represent that Sprint has no objection to this request.

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WHEREFORE, KMC respectfully requests that the Commission extend the deadline for submission of reply briefs through the close of business on Wednesday, September 7, 2005.

Respectfully submitted,



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Attorneys for KMC Telecom III LLC, KMC
Telecom V, Inc., and KMC Data LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served upon the following parties by electronic mail this 23rd day of August, 2005.

Beth Keating, Esq.
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