

ORIGINAL

Holland, Robyn P

From: Fatool, Vicki
Sent: Monday, January 23, 2006 10:21 AM
To: Holland, Robyn P; Sims, Nancy H
Subject: FW: 050863-TP BellSouth/dPi Joint Motion for Abatement

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Importance: High

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-----Original Message-----

From: Fatool, Vicki
Sent: Monday, January 23, 2006 10:20 AM
To: 'filings@psc.state.fl.us'
Subject: 050863-TP BellSouth/dPi Joint Motion for Abatement
Importance: High

- A. Vicki Fatool
Legal Secretary to Nancy B. White and Manuel A. Gurdian
BellSouth Telecommunications, Inc.
150 South Monroe Street
Suite 400
Tallahassee, Florida 32301
(305) 347-5560
vicki.fatool@bellsouth.com
- B. Docket No. 050863-TP: dPi Teleconnect, L.L.C. v. BellSouth Telecommunications, Inc.
- C. BellSouth Telecommunications, Inc.
on behalf of Manuel A. Gurdian
- D. 4 pages total (includes Bayo Letter, certificate of service and pleading)
- E. BellSouth Telecommunications, Inc.'s Joint Motion for Abatement

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ORIGINAL

Legal Department

MANUEL A. GURDIAN
Attorney
BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5561

January 23, 2006

Mrs. Blanca S. Bayó
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: **Docket No. 050863-TP: dPi Teleconnect, L.L.C. v. BellSouth
Telecommunications, Inc.**

Dear Ms. Bayó:

Enclosed is BellSouth Telecommunications, Inc.'s Joint Motion for Abatement, which we ask that you file in the captioned docket.

Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,



Manuel A. Gurdian

Enclosures

cc: All Parties of Record
Jerry Hendrix
R. Douglas Lackey
Nancy B. White

DOCUMENT NUMBER-DATE

00650 JAN 23 06

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**CERTIFICATE OF SERVICE
DOCKET NO. 050683-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via
Electronic Mail and First Class U. S. Mail this 23rd day of January, 2006 to the following:

Felicia Banks
Staff Counsel
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6191
fbanks@psc.state.fl.us

Christopher Malish
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Counsel for dPi

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2997 LBJ Freeway, Suite 225
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Tel. No. (972) 488-5500
Fax No (972) 488-8636
dpikoff@dpiteleconnect.com



Manuel A. Gurdian

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re:) Docket No. 050863-TP
)
dPi Teleconnect, L.L.C. v.)
BellSouth Telecommunications, Inc.) Filed: January 23, 2006
)
_____)

JOINT MOTION FOR ABATEMENT

dPi Teleconnect, L.L.C. and BellSouth Telecommunications, Inc., the parties in this case, would show the Commission that a similar case presenting the same issues is being litigated by these parties before the North Carolina Utilities Commission, Docket No. P-55, SUB 1577, *In the Matter of dPi Teleconnect, L.L.C., v. BellSouth Telecommunications, Inc.*

The parties would further show that they have reached an agreement to abate this case until 30 days after a dispositive order is issued in the above-referenced case in North Carolina. The parties therefore move that this case be abated pending notice that the North Carolina Utilities Commission has issued a dispositive order.

DOCUMENT NUMBER+DATE

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Respectfully submitted this 23rd day of January, 2006.

dPi Teleconnect, L.L.C.

Handwritten signature of Christopher Malish in black ink, with the word "for" written in a smaller font to the right of the signature.

Christopher Malish
Foster Malish Blair & Cowan, L.L.P.
1403 West Sixth Street
Austin, Texas 78703
Tel. No. (512) 476-8591
Fax. No. (512) 477-8657
State Bar No. 00791164

BellSouth Telecommunications, Inc.

Handwritten signature of Nancy B. White in black ink.

NANCY B. WHITE
MANUEL A. GURDIAN
c/o Nancy H. Sims
150 South Monroe Street, Suite 400
Tallahassee, FL 32301
(305) 347-5558

Handwritten signature of R. Douglas Lackey in black ink, with "V.F." written at the end.

R. DOUGLAS LACKEY
ANDREW D. SHORE
Suite 4300, BellSouth Center
675 W. Peachtree Street, NE
Atlanta, GA 30375
(404) 335-0765

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