

ORIGINAL

MEMORANDUM

February 2, 2006

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06 FEB -6 PM 3:35

COMMISSION  
CLERK

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (BANKS) *FRB*

RE: DOCKET NO. 040028-TP - COMPLAINT AND REQUEST FOR SUMMARY DISPOSITION TO ENFORCE CONTRACT AUDIT PROVISIONS IN INTERCONNECTION AGREEMENT WITH NEWSOUTH COMMUNICATIONS CORP., BY BELLSOUTH TELECOMMUNICATIONS, INC.

DOCKET NO. 040527-TP - COMPLAINT TO ENFORCE INTERCONNECTION AGREEMENT WITH NUVOX COMMUNICATIONS, INC. BY BELLSOUTH TELECOMMUNICATIONS, INC.

Please place the attached documents in the above-referenced docket file.

FRB/  
Attachment

- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL \_\_\_\_\_
- OPC \_\_\_\_\_
- RCA \_\_\_\_\_
- SCR \_\_\_\_\_
- SGA \_\_\_\_\_
- SEC 1
- OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

01043 FEB-6 g

FPSC-COMMISSION CLERK

**Felicia Banks**

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**From:** Tyler, John [John.Tyler@BellSouth.COM]  
**Sent:** Wednesday, February 01, 2006 1:19 PM  
**To:** Felicia Banks  
**Subject:** RE: Dockets # 040028-TP and 040527-TP (status check)

Okay. Will do.

Thanks.

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**From:** Felicia Banks [mailto:FBANKS@PSC.STATE.FL.US]  
**Sent:** Wednesday, February 01, 2006 12:12 PM  
**To:** Tyler, John; Vicki Gordon Kaufman  
**Cc:** Lee Eng Tan; Bob Casey  
**Subject:** RE: Dockets # 040028-TP and 040527-TP (status check)

Thanks John,

A case update should be provided to staff by parties within six months (7/31/06), if not before then. Thanks.

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**From:** Tyler, John [mailto:John.Tyler@BellSouth.COM]  
**Sent:** Wednesday, February 01, 2006 11:53 AM  
**To:** Felicia Banks; Vicki Gordon Kaufman  
**Cc:** Lee Eng Tan; Bob Casey  
**Subject:** RE: Dockets # 040028-TP and 040527-TP (status check)

Felicia,

BellSouth agrees that there is currently no need for Commission action. However, BellSouth does not believe that the cases should be "pushed out for a year or so."

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**From:** Felicia Banks [mailto:FBANKS@PSC.STATE.FL.US]  
**Sent:** Tuesday, January 31, 2006 10:48 AM  
**To:** Vicki Gordon Kaufman; Tyler, John  
**Cc:** Lee Eng Tan; Bob Casey  
**Subject:** RE: Dockets # 040028-TP and 040527-TP (status check)

yes, thanks for the clarification- "no need for Commission action."

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**From:** Vicki Gordon Kaufman  
**Sent:** Tuesday, January 31, 2006 10:48 AM  
**To:** Felicia Banks; Tyler, John  
**Cc:** Lee Eng Tan; Bob Casey  
**Subject:** RE: Dockets # 040028-TP and 040527-TP (status check)

Felicia, I think you mean that there is "no" need for Commission action; that is our position. Thanks, Vicki

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

**From:** Felicia Banks [mailto:FBANKS@PSC.STATE.FL.US]

2/1/2006

**Sent:** Tuesday, January 31, 2006 10:44 AM  
**To:** Tyler, John  
**Cc:** Vicki Gordon Kaufman; Lee Eng Tan; Bob Casey  
**Subject:** RE: Dockets # 040028-TP and 040527-TP (status check)

John,

I just spoke with Vicki Kaufman on the above-referenced items. She indicates that there's need for Commission action at this time and that we can probably push these cases out for a year or so. Please advise me by e-mail of BellSouth's position and any associated timeline. I left a similar voice mail message. Thanks.

Felicia R. Banks  
Senior Attorney  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0863  
PHONE: (850) 413-6191  
FAX: (850) 413-6192  
E-MAIL:fbanks@psc.state.fl.us

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**From:** Vicki Gordon Kaufman  
**Sent:** Thursday, January 26, 2006 12:53 PM  
**To:** Lee Eng Tan; Nancy White; Nancy Sims; jheitmann@kelleydrye.com  
**Cc:** Felicia Banks; Bob Casey; Berlin, Susan  
**Subject:** RE: Dockets # 040028-TP and 040527-TP (status check)

Hello everyone:

Regarding the status of the above matters, the original settlement agreement has been amended to change the list of agreed upon auditors. At this time, no further PSC activity is necessary, so we suggest the docket continue to be held in abeyance.

Let me know if you need anything further.

Regards, Vicki

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

**From:** Lee Eng Tan [mailto:LTAN@PSC.STATE.FL.US]  
**Sent:** Wednesday, January 25, 2006 11:09 AM  
**To:** Nancy White; Nancy Sims; Vicki Gordon Kaufman; jheitmann@kelleydrye.com  
**Cc:** Felicia Banks; Bob Casey  
**Subject:** Dockets # 040028-TP and 040527-TP (status check)  
**Importance:** High

Good Morning,

As of January 24, 2006, Docket # 040028 has been reassigned to Felicia Banks and Docket # 040527 has been reassigned to Lee Eng Tan. At this time, we are requesting a status check regarding these dockets. We are in the process of revising the CASR and would like your input on the timing. Please get back to Felicia and myself before Monday, January 30, 2006.

Regards,

T. Lee Eng Tan

Staff Attorney  
Florida Public Service Commission  
(850) 413 - 6185

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162