

Matilda Sanders

From: Sheffield, Glenda [Glenda.Sheffield@BellSouth.COM]
Sent: Tuesday, March 07, 2006 2:44 PM
To: Filings@psc.state.fl.us
Cc: Mays, Meredith; Slaughter, Brenda ; Fatool, Vicki; Nancy Sims; Holland, Robyn P; Linda Hobbs; Bixler, Micheale
Subject: Florida Docket 041269-TL
Importance: High
Attachments: 041269 0307 Resp to Notice.pdf

CMP _____
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 SEC 1
 OTH Kim P.

A. Glenda Sheffield
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B. Docket No. 041269-TP

Petition to Establish Generic Docket to Consider Amendments to Interconnection
 Agreements Resulting from Changes of Law

C. BellSouth Telecommunications, Inc.
 on behalf of Meredith Mays

D. 4 pages total (includes letter and certificate of service)

E. BellSouth Telecommunications, Inc.'s Response to a Notice of Voluntary Dismissal Without
 Prejudice filed by Supra, FDN, NuVox, Xspedius, and Covad

<<041269 0307 Resp to Notice.pdf>>

Glenda Sheffield
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3/7/2006

FPSC-COMMISSION CLERK

ORIGINAL

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March 7, 2006

VIA ELECTRONIC AND US MAIL

Ms. 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. 041269-TL

Dear Ms. Bayó:

BellSouth Telecommunications, Inc. ("BellSouth") submits this letter in response to a Notice of Voluntary Dismissal Without Prejudice ("Notice") filed by Supra, FDN, NuVox, Xspedius, and Covad ("Joint Petitioners") on March 3, 2006.

BellSouth does not object to the Joint Petitioners' Notice insofar as it dismisses their pleading filed on February 27, 2006. BellSouth objects to the aspect of the Notice, which seeks to both withdraw the Notice on the one hand yet maintain its (now withdrawn) arguments on the other. Joint Petitioners cannot dismiss their pleading yet somehow "preserve" arguments that they have dismissed. Consequently, BellSouth objects to the aspect of Joint Petitioners' request that seeks the Commission to acknowledge the existence of arguments that are withdrawn.

BellSouth has served copies of this letter to the parties shown on the attached Certificate of Service.

Sincerely,


Meredith E. Mays

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

DOCUMENT NUMBER-DATE

01971 MAR-7 06

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
Docket No. 041269-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail and U. S. Mail this 7th day of March, 2006 to the following:

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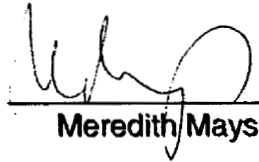
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**(+)signed Protective Agreement
(*) via FedEx**