

Matilda Sanders

From: Slaughter, Brenda [Brenda.Slaughter@BellSouth.COM]
Sent: Tuesday, April 25, 2006 2:36 PM
To: Filings@psc.state.fl.us
Cc: Shore, Andrew; Fatool, Vicki; Linda Hobbs; Holland, Robyn P; Nancy Sims; William Atkinson; Adam Teitzman; Bill Magness; Charles Guyton; Dana Shaffer; Dulaney O'Roark; F. Hoffman; Floyd Self; Garrett Hargrave; Gene Watkins; John Heitmann; Jonathan Marashlian; Ken Hoffman; Marsha Rule; Martin McDonnell; Marva Brown Johnson; Matt Feil; Michael Barrett; Michael Gross; Norman Horton; Raymond Manasco; Scott Porter; Tony Mastando; Vicki Gordon Kaufman
Subject: Docket 041269-TP
Importance: High
Attachments: 041269-TP Response in Opposition.pdf

A. Brenda Slaughter
 Legal Secretary to Andrew D. Shore
 BellSouth Telecommunications, Inc.
 150 South Monroe Street
 Suite 400
 Tallahassee, Florida 32301
 (404) 335-0714
brenda.slaughter@bellsouth.com

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 James Meza, III

D. 6 pages total (includes letter, certificate of service and pleading)

E. BellSouth Telecommunications, Inc.'s Response in Opposition to Covad's Expedited Motion for Extension of Time

CMP _____
 COM 5
 CTR _____
 ECR _____
 GCL _____
 OPC _____
 RCA _____
 SCR _____
 SGA _____
 SEC 1
 OTH kinp.

<<041269-TP Response in Opposition.pdf>>

The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential, proprietary, and/or privileged material. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon this information by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and delete the material from all computers. 117

ANDREW D. SHORE
Senior Regulatory Counsel

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(404) 335-0765

ORIGINAL

April 25, 2006

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

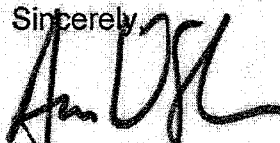
Re: **Docket No. 041269-TP**
**In re: Petition to Establish Generic Docket to Consider Amendments to
Interconnection Agreements Resulting From Changes of Law**

Dear Ms. Bayo:

Enclosed is BellSouth Telecommunications, Inc.'s ("BellSouth") Response in Opposition to Covad's Expedited Motion for Extension of Time, 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,



Andrew D. Shore

cc: All Parties of Record
James Meza III
Jerry D. Hendrix

DOCUMENT NUMBER-DATE

03663 APR 25 06

FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re:)	
)	Docket No. 041269-TP
Petition to Establish Generic Docket to)	
Consider Amendments to Interconnection)	
Agreements Resulting From Changes of Law)	Filed: April 25, 2006
<hr/>		

**BELLSOUTH TELECOMMUNICATIONS INC.'S
 RESPONSE IN OPPOSITION TO COVAD'S EXPEDITED
MOTION FOR EXTENSION OF TIME TO FILE AMENDED AGREEMENT**

BellSouth Telecommunications, Inc. ("BellSouth") opposes the Motion for Extension of Time to File Amended Agreement ("Motion") filed by Covad on April 20, 2006 and asks the Florida Public Service Commission ("Commission") to reject it.

Covad seeks additional time in which to file an amended interconnection agreement, relying on its pending Motion for Preliminary Injunction filed in federal court. Covad's Motion is unnecessary. The federal district court has been made aware of Covad's concerns with this Commission's orders, and indicated it is "unlikely" that Covad's Motion will be granted during a telephonic hearing that was conducted on April 21, 2006. The federal district court has further indicated that it will issue an order, presumably by or on April 27, 2006. Consequently, there is no reason for Covad to delay execution of an amended interconnection agreement in light of the court's commitment to rule expeditiously on Covad's motion.

Depending on the timing of the court's order, it is conceivable that a very brief extension is warranted. BellSouth does not believe, however, that a ten day extension will be necessary, and BellSouth requests that the Commission deny Covad's Motion in its present form. Instead Covad should be required to execute an amended interconnection agreement by close of

DOCUMENT NUMBER-DATE

03663 APR 25 06

FPSC-COMMISSION CLERK

business, April 27, 2006. As soon as is practicable thereafter, that agreement shall be filed with the Commission.

Respectfully submitted, this 25th day of April, 2006.

BELLSOUTH TELECOMMUNICATIONS, INC.



JAMES MEZA III
c/o Nancy H. Sims
150 So. Monroe Street, Suite 400
Tallahassee, FL 32301
(305) 347-5558



E. EARL EDENFIELD
ANDREW D. SHORE
Suite 4300
675 W. Peachtree St., NE
Atlanta, GA 30375
(404) 335-0763

631413

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 25th day of April, 2006 to the following:

Adam Teitzman
Michael Barrett
Staff Counsels
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6199
ateitzma@psc.state.fl.us
mbarrett@psc.state.fl.us

Florida Cable Telecommunications
Assoc., Inc.
Michael A. Gross
246 E. 6th Avenue
Suite 100
Tallahassee, FL 32303
Tel. No. (850) 681-1990
Fax No. (850) 681-9676
mgross@fcta.com

Vicki Gordon Kaufman
Moyle Flanigan Katz Raymond
& Sheehan, PA
118 North Gadsden Street
Tallahassee, FL 32301
Tel. No. (850) 681-3828
Fax. No. (850) 681-8788
vkaufman@moylelaw.com
Atty. for FCCA/CompSouth

Norman H. Horton, Jr.
Meser, Caparello & Self, P.A.
215 South Monroe Street, Suite 701
P.O. Box 1876
Tallahassee, FL 32302-1876
Tel. No. (850) 222-0720
Fax No. (850) 224-4359
nhorton@lawfla.com
Represents NuVox/NewSouth/Xspedius

John Heitmann
Garret R. Hargrave
Kelley Drye & Warren, LLP
Suite 500
1200 19th Street, N.W.
Washington, D.C. 20036
jheitmann@kelleydrye.com
ghargrave@kelleydrye.com
Tel. No. (202) 887-1254
Represents NuVox/NewSouth/Xspedius

Kenneth A. Hoffman, Esq.
Martin P. McDonnell, Esq.
Rutledge, Ecenis, Purnell & Hoffman
P.O. Box 551
Tallahassee, FL 32302
Tel. No. (850) 681-6788
Fax. No. (850) 681-6515
Represents XO
ken@reuphlaw.com
marty@reuphlaw.com

Dana Shaffer
XO Communications, Inc.
105 Molloy Street, Suite 300
Nashville, Tennessee 37201
Tel. No. (615) 777-7700
Fax. No. (615) 850-0343
dana.shaffer@xo.com

De O'Roark, Esq. (+)
MCI
6 Concourse Parkway
Suite 600
Atlanta, GA 30328
de.oroark@mci.com

Floyd Self, Esq.
Messer, Caparello & Self, P.A.
Hand: 215 South Monroe Street
Suite 701
Tallahassee, FL 32301
Mail: P.O. Box 1876
Tallahassee, FL 32302-1876
fself@lawfla.com

Marva Brown Johnson
General Counsel
Supra Telecommunications and
Info. Systems, Inc.
2901 S.W. 149th Avenue
Suite 300
Miramar, FL 33027
Tel. No. (786) 455-4209
Marva.Johnson@supratelecom.com

Matthew Feil (+)
FDN Communications
2301 Lucien Way
Suite 200
Maitland, FL 32751
Tel. No. (407) 835-0460
mfeil@mail.fdn.com

Tony Mastando, Esq. (+)
Director - Regulatory
ITC^DeltaCom
4092 S. Memorial Parkway
Huntsville, AL 35802
Tel. No. (256) 382-3856
Fax. No. (256) 382-3936
tony.mastando@itcdeltacom.com

Raymond O. Manasco, Jr.
Gainesville Regional Utilities
Hand: 301 S.E. 4th Avenue
Gainesville, FL 32601
Mail: P.O. Box 147117, Station A-138
Gainesville, FL 32614-7117
Tel. No. (352) 393-1010
Fax No. (352) 334-2277
manascoro@gru.com

Charles A. Guyton
Steel Hector & Davis LLP
215 South Monroe Street
Suite 601
Tallahassee, FL 32301-1804
Tel. No. (850) 222-2300
Fax. No. (850) 222-8410
cguyton@steelhector.com
Atty. for City of Gainesville

Scott L. Porter
Regulatory Counsel
Level 3 Communications
One Technology Center
Tulsa, Oklahoma 74103
Tel. No. (918) 547-9880
Fax. No. (918) 547-9446
scott.porter@level3.com

Jonathan S. Marashlian, Esq.
The Helein Law Group, LLLP
8180 Greensboro Drive, Suite 700
McLean, VA 22102
Tel. No. (703) 714-1313
Fax. No. (703) 714-1330
jsm@thlglaw.com
Atty. for Azul Tel.

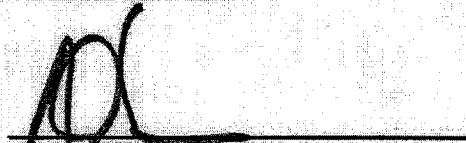
Charles (Gene) E. Watkins (+)
Senior Counsel
Government & External Affairs
Covad Communications Company
1230 Peachtree Street NE
Suite 1900
Atlanta, GA 30309
Tel. No. (678) 528.6816
Fax No. (678) 528.6806
Cell No. (404) 915.0018
gwatkins@covad.com

Bill Magness
bmagness@phonelaw.com

William R. Atkinson
Sprint Nextel
3065 Cumberland Circle
Atlanta, GA 30339
Tel. No. (404) 649-4882
Fax. No. (404) 649-1652
bill.atkinson@sprint.com

Marsha E. Rule
Rutledge, Ecenia, Purnell & Hoffman, P.A.
Post Office Box 551
Tallahassee, FL 32301-0551
Tel. No. (850) 681-6788
Fax. No. (850) 681-6515
marsha@reuphlaw.com
Counsel for Sprint Nextel

F. Hoffman
SECCA/US LEC
6801 Morrison Blvd.
Charlotte, NC 28211
Phone: 704-319-1119
Fax: 704-602-1119
fhoffman@uslec.com



Andrew D. Shore

(+)signed Protective Agreement
(*) via FedEx