



Public Service Commission ORIGINAL

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TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: February 14, 2007

TO: Ann Cole, Chief of Records, Division of the Commission Clerk & Administrative Services

FROM: Jason K. Fudge, Senior Attorney, Office of the General Counsel *JKF*
 Laura V. King, Public Utilities Supervisor, Division of Competitive Markets & Enforcement *LVK*

RE: Docket No. 040171-TP - Petition of Southeastern Services, Inc. (SSI) for Arbitration of Unresolved Issues Arising out of Interconnection Negotiations with Northeast Florida Telephone Company, Inc. d/b/a NEFCOM

On February 26, 2004, the Commission received SSI's petition for arbitration. On February 12, 2006, SSI filed a Notice of Voluntary Dismissal. Since there are no pending matters to be addressed and no agency action has been taken, Docket No. 040171-TP should be closed pursuant to Section 2.07C2.d(4) of the Administrative Procedures Manual.

If you have any questions, please contact Jason Fudge or Laura King.

ok to close 2/16/07 JKF

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February 6, 2007

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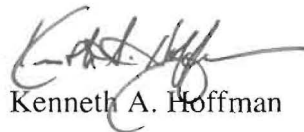
Re: Docket No. 040171-TP

Dear Mr. Fudge:

Enclosed is a copy of the Stipulation for Voluntary Dismissals with Prejudice of Amended Complaint and First Amended Counterclaim (Including Corrected First Amended Counterclaim) filed on October 13, 2006 in *Northeast Florida Telephone Company, Inc. v. Southeastern Services, Inc.*, Baker County Circuit Court Case No. 02-2003-CA-0141. The Baker County Circuit Court Clerk's office has closed this case in response to the Stipulation for Voluntary Dismissals. If you require further confirmation on this matter, please contact Jamie Crews (904) 259-0209.

On behalf of Northeast Florida Telephone Company, I again request that Staff proceed with a recommendation to close the above-referenced docket.

Sincerely,


Kenneth A. Hoffman

KAH/rl

Enclosure

cc: Ms. Deborah Nobles
Suzanne Summerlin, Esq.
Nftc/fudge.feb0607ltr



IN THE CIRCUIT COURT OF THE EIGHTH
JUDICIAL CIRCUIT IN AND FOR BAKER
COUNTY, FLORIDA

Case No. 02-2003-CA-0141

NORTHEAST FLORIDA TELEPHONE
COMPANY, a Florida Corporation,

Plaintiff,

vs.

SOUTHEASTERN SERVICES, INC.,
a Florida Corporation,

Defendant.

**STIPULATION FOR VOLUNTARY DISMISSALS
WITH PREJUDICE OF AMENDED COMPLAINT
AND FIRST AMENDED COUNTERCLAIM (INCLUDING
CORRECTED FIRST AMENDED COUNTERCLAIM)**

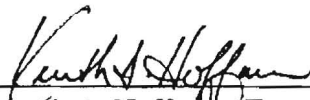
Plaintiff/Counter-Defendant , Northeast Florida Telephone Company ("Northeast Florida"), and Defendant/Counter-Plaintiff, Southeastern Services, Inc. ("SSI"), by and through their respective undersigned counsel, and pursuant to Rule 1.420(a), Florida Rules of Civil Procedure, hereby file this Stipulation for Dismissal with Prejudice of their respective claims pending in this cause. Northeast Florida hereby dismisses with prejudice its Amended Complaint filed in this cause. SSI hereby dismisses with prejudice its First Amended Counterclaim, including its Corrected First Amended Counterclaim, filed in this cause.

Respectfully submitted,

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- - and - -

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Attorneys for Plaintiff/Counter-Defendant
Northeast Florida Telephone Company

CERTIFICATE OF SERVICE

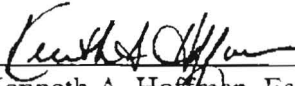
I HEREBY CERTIFY that a copy of the foregoing was furnished by U. S. Mail this 11th day of October, 2006 to the following:

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