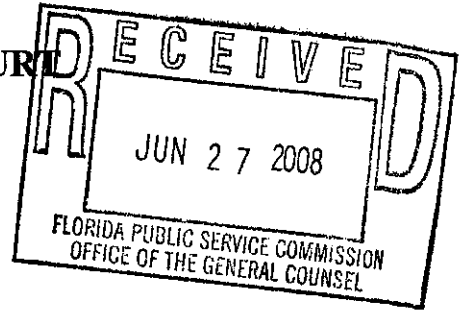


Bellar
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BEFORE THE SUPREME COURT
STATE OF FLORIDA



NuVox Communications, Inc., *et al*,

Appellant,

v.

Case No. SC05-1025
L.T. Case No. 041269-TP

Florida Public Service Commission, *et al.*,

Appellees.

_____ /

STATUS REPORT

RECEIVED-FPSC
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COMMISSION
CLERK

Pursuant to this Court's Order of June 20, 2005, staying the proceedings in this case pending the disposition of *NuVox, et al. v. Florida Public Service Commission, et al.*, Case No. 4:05-cv-00189-SPM-AK, (N.D. Fl. filed Mar. 1, 2005), Appellant NuVox, submits the following status report:

1. The complaint is pending in the District Court for the Northern District of Florida and has been assigned to Judge Stephan P. Mickle in the Gainesville Division.

2. On November 14, 2005, pursuant to the schedule adopted by the federal district court, Appellants filed their initial brief with that court. On December 19, 2005, Defendants submitted their Answer Briefs. The Plaintiffs' Reply Brief was filed January 23, 2006. The Parties have also proposed oral

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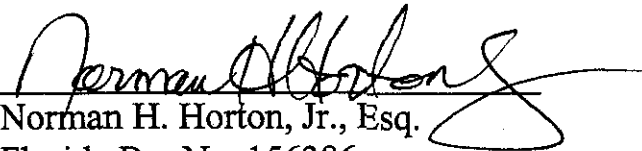
FPSC-COMMISSION CLERK

argument at the Court's convenience but the Court has not yet scheduled oral argument.

3. On February 8, 2008, the U.S. District Court for the Northern District of Florida issued an order dismissing claims of Xspedius pursuant to a Stipulation of Dismissal filed by the parties and on that same date the Supreme Court of Florida granted the voluntary dismissal as to Xspedius. NuVox remains a party to both cases.

4. This Status Report has been circulated to all parties and counsel has not received any responses objecting to it.

Respectfully submitted,



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Florida Bar No. 325147

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(850) 222-0720 (voice)

Dated: June 26, 2008

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by U. S. Mail this 26th day of June, 2008.

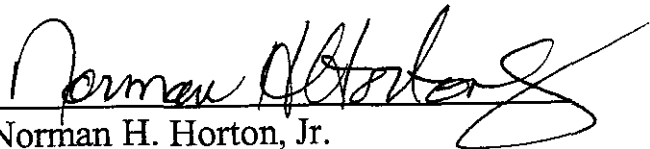
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