

Dorothy Menasco

From: matthew.feil@akerman.com
Sent: Friday, April 30, 2010 4:20 PM
To: Filings@psc.state.fl.us
Cc: Charles Murphy; mg2708@att.com; th9467@att.com; hwalker@babco.com; eheard@lifeconnex.net; nicki.garcia@akerman.com
Subject: RE: Electronic Filing - Docket No. 100021-TP
Attachments: 20100430161331702.pdf

Attached is an electronic filing for the docket referenced below. If you have any questions, please contact either Matt Feil or Nicki Garcia at the numbers below. Thank you.

Person Responsible for Filing:

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Docket No. and Name: Docket No. 100021 -TP - In Re: Complaint of BellSouth Telecommunications, Inc., d/b/a AT&T Florida Against LifeConnex Telecom, LLC f/k/a Swiftel, LLC

Filed on behalf of: LifeConnex Telecom, LLC

Total Number of Pages: 4 pages (including cover letter)

Description of Documents: LifeConnex LLC's Response in Opposition to AT&T's Motion to Dismiss or Sever Certain Counterclaims

Office of:
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4/30/2010

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April 30, 2010

VIA ELECTRONIC FILING

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

**Re: Docket 100021-TP – Complaint of BellSouth Telecommunications, Inc., d/b/a AT&T
Florida Against LifeConnex Telecom, LLC f/k/a Swiftel, LLC**

Dear Ms. Cole:

Attached for filing in the referenced Docket, please find LifeConnex Telecom, LLC's Response in Opposition to AT&T's Motion to Dismiss or Sever Certain Counterclaims.

Your assistance in this matter is greatly appreciated. Should you have any questions, please do not hesitate to contact me.

Sincerely,

Matthew Feil
AKERMAN SENTERFITT
106 East College Avenue, Suite 1200
Tallahassee, FL 32302-1877
Phone: (850) 224-9634
Fax: (850) 222-0103

{TL224351;1}Attachments

DOCUMENT NUMBER-DATE
03605 APR 30 09
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STATE OF FLORIDA
PUBLIC SERVICE COMMISSION

In Re: Complaint of BellSouth Telecomm-)
unications, Inc., d/b/a AT&T Florida)
Against LifeConnex Telecom, LLC f/k/a)
Swiftel, LLC)
_____)

Docket No. 100021-TP

LIFECONNEX TELECOM, LLC's
RESPONSE IN OPPOSITION TO AT&T'S
MOTION TO DISMISS OR SEVER CERTAIN COUNTERCLAIMS

LifeConnex Telecom, LLC f/k/a Swiftel, LLC ("LifeConnex") hereby submits its Response in Opposition to the Motion to Dismiss or Sever Certain Counterclaims ("Motion to Dismiss or Sever") filed by BellSouth Telecommunications, Inc. d/b/a AT&T Southeast d/b/a AT&T Florida ("AT&T") with the Florida Public Service Commission ("Commission"). For the reasons set forth below, LifeConnex respectfully requests that the Commission deny AT&T's Motion to Dismiss or Sever.¹

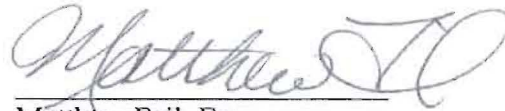
1. LifeConnex hereby adopts and incorporates the applicable arguments made by NewPhone in its Response in Opposition to AT&T Motion to Dismiss or Sever Certain Counterclaims filed on even date herewith in Docket No. 100022-TP.²

2. The Commission and parties should work to avoid a situation where the Commission conducts needlessly redundant proceedings with overlapping facts, testimony, discovery and arguments.

¹ Per Order No. PSC-10-0259-PCO-TP, issued April 26, 2010, this responsive pleading is timely filed.

Response in Opposition
April 30, 2010

Respectfully submitted this 30th day of April, 2010.



Matthew Feil, Esq.
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106 East College Avenue, Suite 1200
Tallahassee, FL 32301
(850) 425-1614

Attorneys for LifeConnex Telecom, LLC

² With all references to "NewPhone" changed to "LifeConnex."

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon the following by email, and/or U.S. Mail this 30th day of April, 2010.

Charles Murphy, Esq. Office of the General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 cmurphy@psc.state.fl.us	E. Earl Edenfield, Jr. Tracy W. Hatch Manuel A. Guardian c/o Gregory R. Follensbee 150 South Monroe Street Suite 400 Tallahassee, FL 32301 mg2708@att.com th9467@att.com
Henry M. Walker, Esq. Bradley Arant Boult Cummings, LLP 1600 Division Street, Ste 700 Nashville, TN 37203 hwalker@babco.com	

By: 
Matthew Feil, Esq.