

RUTLEDGE, ECENIA, PURNELL & HOFFMAN

ORIGINAL

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA
JOHN R. ELLIS
KENNETH A. HOFFMAN
THOMAS W. KONRAD
MICHAEL G. MAIDA
MARTIN P. McDONNELL

POST OFFICE BOX 551, 32302-0551
215 SOUTH MONROE STREET, SUITE 420
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6788
TELECOPIER (850) 681-6515

J. STEPHEN MENTON
R. DAVID PRESCOTT
HAROLD F. X. PURNELL
GARY R. RUTLEDGE
GOVERNMENTAL CONSULTANTS
M. LANE STEPHENS

December 13, 2000

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Betty Easley Conference Center, Room 110
Tallahassee, Florida 32399-0850

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**RECORDS AND
REPORTING**

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Re: Docket No. 990874-TP

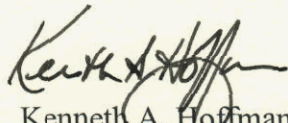
Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of US LEC of Florida Inc. ("US LEC") are the original and fifteen copies of US LEC's Agreed Motion for Continuance.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Sincerely,


Kenneth A. Hoffman

RECEIVED & FILED

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16381 DEC 22 00

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Request for arbitration concerning complaint)
of US LEC of Florida, Inc. against BellSouth)
Telecommunications, Inc. regarding breach of)
terms of interconnection agreement and request)
for relief.)
_____)

Docket No. 990874-TP

Filed: December 22, 2000

**US LEC OF FLORIDA INC.'S
AGREED MOTION FOR CONTINUANCE**

US LEC of Florida Inc. ("US LEC"), by and through its undersigned counsel, and pursuant to Rule 28-106.210, Florida Administrative Code, hereby moves for a continuance and rescheduling of the prehearing conference and final hearing to dates falling at least ninety days after the currently scheduled dates for the prehearing conference and final hearing. In support of this Motion, US LEC states as follows:

1. This proceeding involves a complaint filed by US LEC against BellSouth Telecommunications, Inc. ("BellSouth") for breach of certain interconnection agreements between US LEC and BellSouth previously approved by the Commission. The case is pending before the Commission on US LEC's Second Amended Complaint which alleges that BellSouth has breached interconnection agreements between US LEC and BellSouth approved by the Commission by failing to pay reciprocal compensation to US LEC for the transport and termination of Internet Service Provider ("ISP")-bound traffic. BellSouth denies liability for payment of reciprocal compensation for ISP-bound traffic under the interconnection agreements at issue.

2. The prehearing conference in this case is currently scheduled for February 5, 2001. The final hearing is currently scheduled for February 21, 2001. US LEC and BellSouth have initiated settlement discussions to attempt to resolve the reciprocal compensation claims of US LEC

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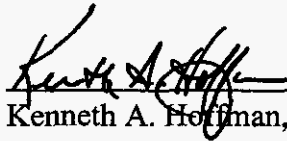
at issue in this case. US LEC and BellSouth expect these negotiations to continue through the month of January, 2001. US LEC and BellSouth wish to devote their time and resources to a settlement and resolution of the issues in this proceeding rather than on litigating the issues through the final hearing process. A settlement, of course, would obviate the need for the expenditure of the parties' and Commission's time and resources on the hearing process.

3. In addition, counsel for US LEC is scheduled to appear before the First District Court of Appeal for oral argument on February 21, 2001 in First DCA Case Nos. 1D98-727 and 1D98-713. These appeals involve numerous parties and counsel and it is not likely the court would entertain a request to reschedule oral argument particularly since the appeals have been pending before the court for well over two years.

4. Counsel for US LEC has discussed a continuance of this case with counsel for BellSouth and is authorized to represent that BellSouth concurs with US LEC's request. Counsel for US LEC is further authorized to represent that in concurring with US LEC's request for a continuance, BellSouth does not intend to file a response to this Motion.

WHEREFORE, for the foregoing reasons, US LEC respectfully requests that the Prehearing Officer grant a continuance of the prehearing conference and final hearing and reschedule the prehearing conference and final hearing in this case on dates falling at least ninety days after the currently scheduled dates of February 5, 2001 for the prehearing conference and February 21, 2001 for the final hearing.

Respectfully submitted,



Kenneth A. Hoffman, Esq.

John R. Ellis, Esq.

Rutledge, Ecenia, Purnell & Hoffman, P.A.

P. O. Box 551

Tallahassee, Florida 32302

(850) 681-6788 (Telephone)

(850) 681-6515 (Telecopier)

and

Michael L. Shor, Esq.

Swidler, Berlin, Shereff, Friedman, LLP

3000 K Street, N.W., Suite 300

Washington, DC 20007

(202) 424-7500 (Telephone)

(202) 424-7645 (Telecopier)

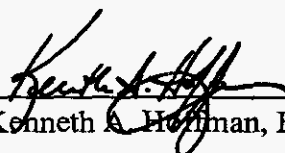
Attorneys for US LEC of Florida Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by U. S. Mail to the following this 22nd day of December, 2000:

E. Earl Edenfield, Jr., Esq.
BellSouth Telecommunications, Inc.
675 West Peachtree Street
Suite 4300
Atlanta, GA 30375

Felicia Banks, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Room 370
Tallahassee, FL 32399-0850



Kenneth A. Hoffman, Esq.

USLEC/motion