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Messer, Caparello & Self

A PROFESSIONAL ASSOCIATION

215 SOUTH MONROE STREET, SUITE 701 POST OFFICE BOX 1876 TALLAHASSEE, FLORIDA 32302-1876 TELEPHONE. (850) 222-0720 TELECOPIER (850) 224-4359 INTERNET www.lawfla.com

September 24, 2001

BY HAND DELIVERY

Ms. Blanca Bayó, Director **Division of Records and Reporting** Room 110, Easley Building Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

> Re: Docket No. 010409-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of Talk America are the following documents:

- An original and one copy of Talk America's Notice of Service of Responses and 1. Objections to Citizens' First Set of Interrogatories and Third Set of Requests for Production of Documents; and
- 2. An original and fifteen copies of Talk America's Motion for Temporary Protective Order.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me in the enclosed self-addressed stamped envelope.

Thank you for your assistance with this filing.

Sincerely,

Norman H. Horton, Jr.

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CAF CMP COM **C**TR NHH/amb **ECR** LEG Enclosures OPC Francie McComb, Esq. cc: PAI Steve Augustino, Esq. RGO Parties of Record SEC SER

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Petition by Citizens of State of Florida for investigation of Talk.com Holding Corp. d/b/a Network Services d/b/a The Phone Company and its affiliate, The Other Phone Company, Inc. d/b/a Access One Communications, for willful violation of Rule 25-4.118, F.A.C.

Docket No. 010409-TP Filed: September 24, 2001

TALK AMERICA, INC.'S NOTICE OF SERVICE OF RESPONSES AND OBJECTIONS TO FLORIDA'S CITIZENS FIRST SET OF INTERROGATORIES AND THIRD SET OF <u>REQUESTS FOR PRODUCTION OF DOCUMENTS</u>

Talk America, Inc. f/k/a Talk.com Holding Corp. d/b/a Network Services d/b/a The Phone Company and The Other Phone Company, Inc. d/b/a Access One Communications (collectively "Talk America") by and through its undersigned counsel, hereby files and serves Notice that it has served its Responses and Objections to Citizens First Set of Interrogatories and Third Set of Requests for Production of Documents by hand delivery on Charles Beck, Esq., Office of Public Counsel, Room 812, Claude Pepper Building, 111 West Madison Street, Tallahassee, Florida 32399-1425 on this 24th day of September, 2001.

NORMAN H. HORTON, JR. MESSER, CAPARELLO & SELF, P. A. Post Office Box 1876 Tallahassee, FL 32302-1876 (850) 222-0720

Attorneys for Talk America, Inc.

DOCUMENT NUMBER-DATE

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of Talk America, Inc.'s Notice of Service of Responses and Objections to Florida's Citizens First Set of Interrogatories and Third Set of Requests for Production of Documents in Docket No. 010409-TP have been served upon the following parties by Hand Delivery (*) and/or U.S. Mail this 24th day of September, 2001.

Mary Ann Helton, Esq.* Division of Legal Services, Room 370 Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

Charles Beck, Esq.* Office of Public Counsel 111 West Madison Street, Room 812 Tallahassee, FL 32399-1400

Norman H. Horton, Jr.