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M E M O R A N D U M

May 16, 2003

TO: DIVISION OF THE COMMISSION CLERK AND ADMINISTRATIVE SERVICES

FROM: OFFICE OF THE GENERAL COUNSEL (BANKS) *FRB*

RE: DOCKET NO. 030301-TP - PETITION BY MPOWER COMMUNICATIONS CORP. AND FLORIDA DIGITAL NETWORK, INC. FOR EXPEDITED TEMPORARY AND PERMANENT RELIEF AGAINST BELLSOUTH TELECOMMUNICATIONS, INC. FOR ALLEGED ANTICOMPETITIVE CONDUCT REGARDING FLORIDA DIGITAL NETWORK INC.'S PROPOSED ACQUISITION OF ASSETS AND CUSTOMER BASE OF MPOWER COMMUNICATIONS CORP.

Attached is a NOTICE OF ISSUE IDENTIFICATION, to be placed in the docket file.

FRB/
Attachment

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04408 MAY 16 8

FPSC-COMMISSION CLERK

Public Service Commission
-M-E-M-O-R-A-N-D-U-M-

DATE: May 16, 2003
TO: All Parties and Interested Persons
FROM: Felicia R. Banks, Senior Attorney, Office of the General Counsel *FRB*
RE: Docket No. 030301-TP- Petition by Mpower Communications Corp. and Florida Digital Network, Inc. for expedited temporary and permanent relief against BellSouth Telecommunications, Inc. for alleged anticompetitive conduct regarding Florida Digital Network Inc.'s proposed acquisition of assets and customer base of Mpower Communications Corp.

BY ELECTRONIC MAIL

There will be an issue identification meeting in the above-referenced docket at the following time and place:

Thursday, May 29, 2003, at 9:30 a.m.
Room 362, Gerald Gunter Building
2540 Shumard Oak Boulevard
Tallahassee, Florida

The purpose of this meeting is to identify and discuss the issues involved in this docket. We will also discuss procedural matters associated with this docket. All interested persons are invited to attend.

Staff is requesting that parties to this docket fax and e-mail a list of issues to (850) 413-6192 and fbanks@psc.state.fl.us by Wednesday, May 21, 2003.

NOTE: Any person who is unable to attend may participate via telephone by dialing (850) 921-6513 or Suncom 291-6513. at the date and time specified above.

If you have questions about this meeting, please call Felicia Banks at (850) 413-6191.

FRB

cc: Division of Competitive Services and Enforcement (Bulecza-Banks, Fisher, Harvey, Moses, Vinson)

Division of the Commission Clerk and Administrative Services

DOCUMENT NUMBER-DATE

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