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August 27, 2003

Ms. Blanca S. Bayo, Director  
Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

**RE: Post-Workshop Comments in Docket No. 011077-TP- Competitive Practices of LECs**

Dear Ms. Bayo:

FDN Communications ("FDN") submits the following comments in response to Verizon's August 22, 2003 filing in the above-referenced docket.

While FDN agrees with Verizon that the matter of IDS's complaint against FDN should be resolved outside of the Collaborative, FDN takes issue with several of Verizon's assertions.

FDN does not, as Verizon contends, attempt to "dissuade" customers from changing local service providers ("LSPs") with a termination liability letter. In point of fact, FDN's letter is often received by the customer after the port-out has already occurred.

Verizon also maintains that Section 2 of the current draft of the carrier-to-carrier guidelines squarely addresses the issue at hand. In so doing, Verizon suggests that FDN communicates with customers both in order to retain those customers, and as the result of receiving a request for a CSR. For avoidance of doubt, FDN's letter is simply a notification of termination liability; it is not intended as a retention tool. Moreover, as FDN has previously stated in this proceeding, FDN issues the termination liability notification once it is notified that the customer is switching LSPs -- not upon receiving a CSR request.

It should be noted, therefore, that FDN does nothing to impede the migration process. To the contrary, FDN's actions are actually consistent with the draft carrier-to-carrier migration guidelines. Accordingly, FDN looks forward to the release of the

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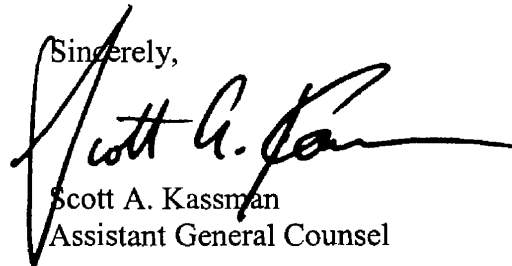
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completed draft in the hope that the guidelines will help to foster a more level competitive playing field.

In response to staff's two questions, FDN rests on the information previously provided as support for its position that its notifications are permissible and appropriate by way of content and timing.

Thank you for the opportunity to share FDN's position. Please contact me with any questions at 407-447-6636 or [skassman@mail.fdn.com](mailto:skassman@mail.fdn.com).

Sincerely,

A handwritten signature in black ink, appearing to read "Scott A. Kassman". The signature is fluid and cursive, with a long horizontal stroke at the end.

Scott A. Kassman  
Assistant General Counsel