

ORIGINAL



Legal Department
1755 North Brown Road
Lawrenceville, Georgia 30043
Tel 678.985.6476
Fax 678.985.6213
www.kmctelecom.com

September 11, 2003

VIA OVERNIGHT MAIL

Ms. Blanca Bayo
Commission Clerk and Administrative Services Director
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399 – 0850

RE: DOCKET NO. 990649B-TP - Investigation into pricing of unbundled network elements (Sprint/Verizon track) and ORDER NO. PSC-03-0896-PCO-TP

Pursuant to the Florida Public Service Commission's August 5, 2003 Order No. PSC-03-0896-PCO-TP, this letter serves as confirmation that KMC Telecom III LLC and KMC Telecom V, Inc. (collectively "KMC") would have sought implementation of the rates ordered in Docket No. 990649B-TP, absent the Commission's grant of Verizon's request for a stay, Stay Order No. PSC-02-1574-FOF-TP.

In the event that Verizon's appeal fails, and the Florida Public Service Commission's approved rates are deemed effective, KMC is entitled to the full refund in this proceeding effective August 5, 2003 as provided by the terms of the Order NO. PSC 03-0896-PCO-TP.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

Marva Brown Johnson
Senior Counsel – Legal and Regulatory
KMC Telecom III LLC
KMC Telecom V, Inc.

AUS _____
CAF _____
CMP _____
COM 5
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC 1
OTH _____

DOCUMENT NUMBER DATE

08696 SEP 15 8

FPSC-COMMISSION CLERK

Ms. Blanca Bayo
September 11, 2003
Page 2 of 2

cc: Mr. John McLaughlin
Mr. Floyd Self, Messer, Caparello & Self, P.A., Counsel for KMC

Kimberly Caswell
Verizon Florida, Inc.
P.O. Box 110, FLTC007
Tampa, Florida 33601-0110

Director – Contract Performance & Administration
Verizon Wholesale Markets
600 Hidden Ridge, HQWMNOTICES
Irving, Texas 75038

Vice President and Associate General Counsel
Verizon Wholesale Markets
1515 North Court House Road, Suite 500
Arlington, Virginia 22201