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October 21, 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

via Overnight Mail

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Re: Docket No. 030852-TP In re: Implementation of Requirements Arising from
FCC Triennial UNE Review: Location-Specific Review for DS1, DS3 and Dark
Fiber Loops, Route-Specific Review for DS1, DS3 and Dark Fiber Transport

Dear Ms. Bayo:

Enclosed please find an original and fifteen (15) copies of this letter.

FDN Communications ("FDN") has examined the Commission staff's proposed issue list
for Docket No. 030852, circulated by email on October 16, 2003, and FDN is in
agreement with the staff's list with just a few suggested changes, as stated below.

First, FDN believes an issue needs to be added relative to dark fiber transport and the
wholesale trigger for same. FDN's suggested wording for this issue is as follows:

For any particular route where at least two competing providers will provide such
wholesale dark fiber, are there sufficient quantities of dark fiber available to
satisfy current demand along that route? If there is insufficient wholesale dark
fiber available to meet demand on a route, should the Commission preserve the
section 251 dark fiber UNE along that route?

Support for this issue can be found in Section 51.318(e)(3)(i)(B). This rule states that
state commissions may consider whether dark fiber transport supply will meet demand.
It is too early in the case to say that the supply test will not come into play, so FDN
maintains that it should be an issue.

Second, FDN suggests modifying staff's last proposed issue, Issue No. 19, to make it
broader in scope. In other words, Issue No. 19, as written, seems to address only what
the transition period should be if a Section 251 UNE is eliminated. There may be other
transition requirements that will need to be considered, such as coordination activities

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between the ordering carrier and the ILEC, making any necessary changes to interconnection or other agreements, etc. Therefore, FDN suggests that Issue No. 19 read as follows:

If loops at customer-specific locations or dedicated transport along specific routes are eliminated as Section 251(c)(3) UNEs, what are the appropriate transition periods and requirements for conversion of such services to other services and/or carriers?

If you have any questions regarding the enclosed, please call me at 407-835-0460.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew Feil", written in a cursive style.

Matthew Feil
General Counsel
FDN Communications

C: All parties (be email only)