

ORIGINAL

Legal Department

Nancy B. White
General Counsel - Florida

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5558

December 3, 2003

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

RECEIVED - FPSC
03 DEC -3 PM 4:44
COMMISSION
CLERK

Re: **Docket No. 030513-TP: In re: Request by Essex Acquisition Corporation for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., for transfer of local and long distance customers from NOW Communications, Inc.**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Notice of Withdrawal of Protest/Request for Clarification of Proposed Agency Action, which we ask that you file in the captioned docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

RECEIVED & FILED

th
FPSC-BUREAU OF RECORDS

Sincerely,

Nancy B. White

Nancy B. White

(WA)

cc: All Parties of Record
Marshall M. Criser III
R. Douglas Lackey

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

Handy closed

Done 12/30/03

DOCUMENT NUMBER-DATE

12348 DEC -3 03

FPSC-COMMISSION CLERK


**CERTIFICATE OF SERVICE
Docket No. 030513-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail and First Class U. S. Mail this 3rd day of December, 2003 to the following:

Jason Rojas
Florida Public Service Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
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irojas@psc.state.fl.us

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Mr. Scott Kellogg
180 North Wacker Drive, Suite 3
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Administrative Procedures Committee
Room 120 Holland Building
Tallahassee, FL 32399-1300
Tel. No. (850) 488-9110
Fax. No. (850) 922-6934



Nancy B. White (BA)

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Larry W. Seab, Chief Executive Officer
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Mr. R. Scott Seab
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Colorado Springs, CO 80903-4054
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ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request by Essex)
Acquisition Corporation for)
waiver of carrier selection)
requirements of Rule 25-4.118,)
F.A.C., for transfer of local)
and long distance customers from)
NOW Communications, Inc.)
_____)

Docket No. 030513-TP

Filed: December 3, 2003

BELLSOUTH TELECOMMUNICATIONS, INC.'S NOTICE OF WITHDRAWAL OF PROTEST/REQUEST FOR CLARIFICATION OF PROPOSED AGENCY ACTION

BellSouth Telecommunications, Inc. ("BellSouth"), hereby withdraws its Protest/Request for Clarification of Proposed Agency Action and states the following:

1. On September 10, 2003, BellSouth filed its Protest/Request for Clarification of Proposed Agency Action in the captioned docket.

2. The parties have reached a settlement in the bankruptcy court.

Based on this development, BellSouth withdraws its Protest/Request for Clarification of Proposed Agency Action.

DOCUMENT NUMBER-DATE

12348 DEC-3 03

FPSC-COMMISSION CLERK

Respectfully submitted this 3rd day of December, 2003.

BELLSOUTH TELECOMMUNICATIONS, INC.

Nancy B. White

NANCY B. WHITE (RA)

JAMES MEZA III

c/o Nancy Sims

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