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January 13, 2004

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

RECEIVED - FPSC
04 JAN 13 PM 12:10
COMMISSION
CLERK

RE: Docket Nos. 030851-TP and 030852-TP

Dear Ms. Bayo:

Enclosed please find an original and fifteen copies of Time Warner Telecom of Florida, L.P.'s ("Time Warner") Withdrawal of its Motion to Dismiss Verizon Florida Inc.'s Motion to Compel in the above referenced dockets

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

If you have any questions with regard to the foregoing, please do not hesitate to contact me.

RECEIVED & FILED

Respectfully,

in
FPSC-BUREAU OF RECORDS

PENNINGTON, MOORE, WILKINSON,
BELL & DUNBAR, P.A.

Linda Noel

Peter M. Dunbar
Linda Noel
Counsel for Time Warner Telecom of Florida, L.P.

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Enclosures
Cc: Carolyn Marek
Parties of Record

1 copy each docket

DOCUMENT NUMBER-DATE

00532 JAN 13 04

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising)
from Federal Communications Commission's)
Triennial UNE Review: Local Circuit Switching)
for Mass Market Customers)

Docket No.: 030851-TP
Filed: January 13, 2004

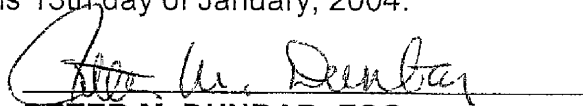
_____)
In re: Implementation of requirements arising)
from Federal Communications Commission's)
triennial UNE Review: Location-Specific)
Review for DS1, DS3, and Dark Fiber Loops)
and Route-Specific Review for DS1, DS3 and)
Dark Fiber Transport)
_____)

Docket No. 030852-TP

**WITHDRAWAL OF TIME WARNER TELECOM OF FLORIDA, L.P.'S MOTION TO
DISMISS VERIZON FLORIDA INC.'S MOTION TO COMPEL**

On January 8, 2004, Time Warner Telecom of Florida, L.P., filed its Motion to Dismiss Verizon Florida Inc.'s Motion to Compel Time Warner Telecom of Florida to Provide Confidential Information in Accordance with the Terms of the Non-disclosure Agreement. On January 9, 2004, Verizon withdrew its Motion to Compel. Inasmuch as the issues addressed in the Motion have been resolved rendering the outstanding Motion moot, Time Warner hereby withdraws its Motion.

Respectfully submitted this 13th day of January, 2004.



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CERTIFICATE OF SERVICE
DOCKET NOS. 030851-TP and 030852-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing **Withdrawal of Time Warner Telecom of Florida, L.P.'s Motion to Dismiss** has been served by U.S. Mail on this 13th day of January 2004, to the following parties of record:

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