

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

THE WASHINGTON HARBOUR
3000 K STREET, NW, SUITE 300
WASHINGTON, DC 20007-5116
TELEPHONE (202) 424-7500
FACSIMILE (202) 424-7643
WWW.SWIDLAW.COM

NEW YORK OFFICE
THE CHRYSLER BUILDING
405 LEXINGTON AVENUE
NEW YORK, NY 10174
TELEPHONE (212) 973-0111
FACSIMILE (212) 891-9598

RUSSELL M. BLAU
TELEPHONE: (202) 424-7835
FACSIMILE: (202) 295-8478
RMBLAU@SWIDLAW.COM

April 12, 2004

BY OVERNIGHT MAIL

Ms. Blanca Bayó, Director
The Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Docket No. 040156-TP

Dear Ms. Bayó:

Level 3 Communications, LLC ("Level 3"), by this letter, responds to Verizon Florida's Petition for Arbitration ("Petition"). Level 3 objects to being named as a party to this arbitration. Level 3 and Verizon are actively negotiating an interconnection agreement, including terms that will govern Verizon's provision of unbundled network elements ("UNEs"), to replace the parties' existing agreement. If the parties cannot reach mutual agreement, they will petition the Commission to resolve any outstanding issues. Level 3 believes that it is a waste of the Commission's and the parties' resources to arbitrate a UNE amendment for the current agreement when the parties are in the midst of negotiations for a successor agreement.

At this time, Level 3 does not anticipate becoming an active participant in this proceeding and requests to be dismissed from this proceeding. Level 3 supports the Competitive Carrier Coalition's motion to dismiss and its objections concerning Verizon's proposed amendment. If the Commission does not dismiss Level 3 from this proceeding, Level 3 reserves its right to participate at a later date. Level 3 objects to Verizon's proposed amendment to the extent it is inconsistent with the terms of the FCC's *Triennial Review Order*.

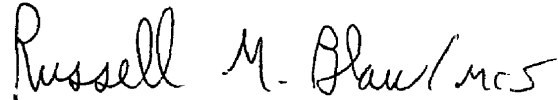
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Should you have any questions concerning Level 3's position, please do not hesitate to contact Richard Thayer or Erik Cecil at Level 3 or Russell Blau.



Russell M. Blau
Swidler Berlin Shereff Friedman
3000 K Street, NW, Suite 300
Washington, DC 20007
Tel: (202) 424-7500
Fax: (202) 424-7643
rmbrau@swidlaw.com
Attorneys for Level 3 Communications, LLC

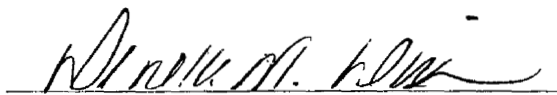
and

Richard E. Thayer
Erik Cecil
1025 Eldorado Blvd.
Broomfield, CO 80021
Tel: (720) 888-1319
Fax: (720) 888-5134
rick.thayer@level3.com
erik.cecil@level3.com

cc: service list.

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of April, 2004, I caused copies of the foregoing, to be served upon the following parties by first class mail:



Denelle M. Dixon

SERVICE LIST

Florida Public Service Commission Staff
Counsel

Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Dennis Kelley
Director of Operations (Provisioning)
1-800-RECONEX INC
2500 Industrial Avenue
Hubbard, OR 97032

William E. Braun
Vice President and General Counsel
1-800-RECONFX INC.
2500 Industrial Avenue
Hubbard, OR 97032

Robert Sokota, Esquire
General Counsel
AboveNet Communications Inc
360 Hamilton Avenue
White Plains, NY 10601

Jill Sandford
Senior Attorney
AboveNet Communications Inc.
360 Hamilton Avenue
White Plains, NY 10601

Kaye Davis
Access Point Inc.
16 Hyland Road
Suite D
Greenville, SC 29615

David Stevanovski
ACN Communication Services, Inc.
32991 Hamilton Court
Farmington Hills, MI 48334

Janet S. Livengood
Director of Legal and Regulatory Affairs
Adelphia Business Solutions of Florida
L.L.C.
1 North Main Street
Coudersport, PA 16915-1630

Michael D. Boger, Sr.
President/CEO
Advantage Group of Florida
Communications L.L.C. PO
Box 34668
Memphis, TN 38184-0688

Wayne Redwood
Advent Consulting and Technolo^av Inc.
3301 Steeplechase
Wesley Chapel, FL 33543

Philip V. Patete
ALEC Inc
3640 Valley Hill Road
Kennesaw, GA 30152-3238

Mary C. Albert
Vice President - Regulatory and
Interconnection
Allegiance Telecom of Florida Inc.
1919 M Street NW
Suite 420
Washington, DC: 20036

Robert E. Heath
American Fiber Network Inc.
9401 Indian Creek Parkway
Suite 140
Overland Park, KS 66210

Ken Frid
General Manager
Arrow Communications Inc.
16001 SW Market Street
Indiantown, FL 34956

Bruce W. Cooper
Regional Vice President AT&T
AT&T Communications of the Southern
States Inc.
3033 Chain Bridge Rd
Rm D-325
Oakton, VA 22185

G. Ridgley Loux
Regional Counsel
AT&T Communications of the Southern
States Inc.
3033 Chain Bridge Rd
Rm D 300
Oakton, VA 22185

Jill Mounsey
Director - External Affairs
AT&T Wireless Services Inc.
7277 164th Avenue NE
Redmond, WA 98052

John Giannella
Vice President - Transport Engineering
AT&T Wireless Services Inc.
7277 164th Avenue NE
Redmond, WA 98052

Kevin Hayes
Atlantic.net Broadband
2815 NW 13th Street
Suite 201
Gainesville, FL 32609

B. Diana Webb
BD Webb Enterprise Inc.
BD Webb Enterprise, Inc. d/b/a Quad City
Communications
7303 North Florida Avenue
Tampa, FL 33604

Mario L. Soto
President
Bellsouth BSE Inc
400 Perimeter Center Terrace
Suite 400
Atlanta, GA 30346

Ronald Munn Jr.
Tariffs and Carrier Relations Manager
Budget Phone Inc.
6901 West 70th Street
Shreveport, LA 71129

Chuck Schneider
BullsEye Telecom Inc
25900 Greenfield
Suite 330
Oak Park, MI 48237

Anthony M. Copeland
General Counsel
Business Telecom Inc.
4300 Six Forks Rd.
Raleigh, NC 27609

Debra A. Waller
Regulatory Paralegal
Cat Communications International Inc
3435 Chip Dr.
Roanoke, VA 24012

Legal Department
Ciera Network Systems Inc.
1250 Wood Branch Park Drive
Houston, TX 77079

Contracts Administrator
City of Lakeland
501 East Lemon Street
Lakeland, FL 33801

Roy Harsila
Comm South Companies Inc.
6830 Walling Lane
Dallas, TX 75231

Allison Hicks
General Counsel
Communications Xchange LLC
3550 Buschwood Park Drive
Suite 320
Tampa, FL 33618

Joyce Gailey
Vice President, Business Development &
Regulatory
Communications Xchange LLC
3550 Buschwood Park Drive
Suite 320
Tampa, FL 33618

National Registered Agents, Inc.
Delta Phones Inc.
526 East Park Avenue
Tallahassee, FL 32301

Delta Phones Inc.
526 East Park Avenue
Tallahassee, FL 32301

Cathy Hemmer
Vice President - Operations
DIECA Communications Inc
Covad Communications Company
2330 Central Expressway
Santa Clara, CA 95050

Dhruv Khanna
Vice President/General Counsel
DIECA Communications Inc.
Covad Communications Company
2330 Central Expressway
Santa Clara, CA 95050

General Counsel
DIECA Communications Inc.
Covad Communications Company
3420 Central Expressway
Santa Clara, CA 95051

Valerie Evans
Covad Team Lead for Verizon
DIECA Communications Inc
Covad Communications Company
600 14th Street, NW
Suite 750
Washington, DC 20005

Leon Nowalsky
Direct Telephone Company Inc
Nowalsky & Bronston, L.L.P
3500 N Causeway Blvd.
Suite 1442
Metairie, LA 70002

Brian Bolinger
DPI-Teleconnect L.L.C.
2997 I.BJ Freeway
Dallas, TX 75234

Stephen Zamansky
DSLnet Communications LLC
545 Long Wharf Drive
5th Floor
New Haven, CT 06511

Joseph Magliulo
D-Tel Inc.
96 Carlton Avenue
Central Islip, NY 11722

Lin D. Altamura
Attorney — Duke Energy
DukeNet Communications LLC
400 South Tryon Street, Mail Code WC 29
Charlotte, NC 28202

W. Scott McCollough
Eagle Telecommunications Inc.
Stumpf, Craddock, Massey & Pulman
1250 Capital of Texas Highway South
Building One, Suite 420
Austin, TX 78746

Barbara Greene
Regulatory Manager
EPICUS Inc.
1025 Greenwood Blvd
Suite 470
Lake Mary, FL 32746

Corporation Service Company
EPICUS Inc.
1201 Hays Street
Tallahassee, FL 32301

Mark Richards
Chief Information Officer, Managing
Director
EPICUS Inc.
1025 Greenwood Blvd.
Suite 470
Lake Mary, FL 32746

Paul Masters
Ernest Communications Inc.
6475 Jimmy Carter Blvd
#300
Norcross, GA 30071

Scott Kellogg
Essex Communications Inc.
c/o Essex Acquisition Corp.
180 North Wacker
Lower Level - Suite 3
Chicago, IL 60606

Melissa Smith
Vice President External Legal Affairs
Excel Telecommunications Inc. 1600
Viceroy Drive
4th Floor
Dallas, TX 75235-2306

Michael Gallagher
Florida Digital Network Inc.
390 North Orange Avenue
Suite 2000
Orlando, FL 32801-1642

Waldemar F Kissel
Florida Multi-Media Services Inc
3600 NW 43rd Street, Suite C-1
Gainesville, FL 32606-8127

Paul Joachim
Florida Telephone Services LLC
1667 S. Hwy 17-92
Suite 101
Longwood, FL 32750

Contracts Manager
FPL FiberNet LLC
9250 West Flagler Street
Miami, FL 33174

Lawrence J. Gabriel
Gabriel Wireless LLC
6971 N Federal Highway
Suite 206
Boca Raton, FL 33487

Stephen D. Klein
President
Ganoco Inc.
1017 Wyndham Way
Safety Harbor, FL 34695

Michael J. Shortley
Senior Attorney/Director Regulatory
Services
Global Crossing Local Services Incorporated
Frontier- Local Services, Inc.
180 South Clinton Avenue
Rochester, NY 14646

James R.J. Scheltema
Director, Regulatory Affairs - Southern
Regional Office
Global NAPS Inc.
1900 East Gadsden St.
Pensacola, FL 32501

William J. Rooney, Jr.
Vice President & General Counsel
Global NAPS Inc
89 Access Road
Norwood, MA 02062

Kathleen Greenan Ramsey
Granite Telecommunications LLC
Swidler Berlin Shereff Friedman, LLP
3000 K Street, N.W., Suite 300
Washington, DC 20007

Geoffrey Cookman
Director- Carrier Relations
Granite Telecommunications LLC
234 Copeland Street
Quincy, MA 01269

Carl Erhart
Director - Wireline Interconnection
GTE Mobilnet Incorporated
245 Perimeter Center Parkway
Atlanta, GA 30346

Dale Voyles
Esquire
GTE Mobilnet Incorporated
245 Perimeter Center Parkway
Atlanta, GA 30346

Christopher P. Bovert
Gulf Coast Communications Inc.
624 Garfield St.
Lafayette, LA 70502

Jim Taylor
President
Heritage Technologies Inc.
2500A Central Parkway
Houston, TX 77092

LaCharles Keesee
ICG Telecom Group Inc
161 Inverness Drive West
Englewood, CO 80122

Keith Kramer
IDS Telcom LLC
1525 Northwest 167th Street
Suite 200
Miami, FL 33169

Carl Billek
IDT America Corp.
520 Broad Street
Newark, NJ 07102-3111

Bradford Hamilton
Vice President - Operations
Intellitee Consulting Inc.
12233 SW 55th Street
Suite 811
Cooper City, FL 33330

Senior Manager — Carrier Agreements
Intermedia Communications Inc.
Intermedia Communications Inc. In Care of
MCI
2678 Bishop Drive, Suite 200
San Ramon, CA 94583

Chief Technology & Network Counsel
Intermedia Communications Inc.
1133 9th Street, N. W.
Washington, DC 20036

Vice President — National Carrier &
Contract Management
Intermedia Communications Inc.
5055 North Point Parkway
Alpharetta, GA 30022

Counsel - Network & Facilities
Intermedia Communications Inc.
22001 Loudoun County Parkway
Ashburn, VA 20147

Nanette Edwards
ITC/DeltaCom Communications, Inc
4092 South Memorial Parkway
Huntsville, AL 35802

Marva Johnson
Sr. Counsel
KMC Data LLC
1755 North Brown Road
Lawrenceville, GA 30043

Riley Murphy
Sr. Vice President, Legal and Regulatory
Affairs
KMC Data LLC
1545 Route 206
Bedminster, NJ 07921

Marva Johnson
Sr. Counsel
KMC Telecom III LLC
1755 North Brown Road
Lawrenceville, GA 30043

Riley Murphy
Sr. Vice President, Legal and Regulatory
Affairs
KMC Telecom III LLC
1545 Route 206
Bedminster, NJ 07921

Marva Johnson
Sr. Counsel
KMC Telecom V Inc. 1755
North Brown Road
Lawrenceville, GA 30043

Riley Murphy
Sr. Vice President, Legal and Regulatory
Affairs
KMC Telecom V Inc.
1545 Route 206
Bedminster, NJ 07921

Lesley Hanchrow
Alston & Bird, LLP
Knology of Florida, Inc
601 Pennsylvania Avenue, NW
Washington, DC 20004-2601

Al Thomas
LecStar Telecom Inc
4501 Circle 75 Parkway
Building D, Suite 4210
Atlanta, GA 30339

Janice del Pizzo
LecStar Telecom Inc
4501 Circle 75 Parkway
Building D, Suite 4210
Atlanta, GA 30339

Interconnection Services
Director
Level 3 Communications LLC
1025 Eldorado Blvd.
Broomfield, CO 80021

Mike Romano
Attorney
Level 3 Communications LLC
1025 Eldorado Blvd.
Broomfield, CO 80021

John J. Greive
Lightyear Communications Inc.
1901 Eastpoint Parkway
Louisville, KY 40243

M.J. Hager
Vice President
Litestream Technologies LLC
3550 West Waters Avenue
Tampa, FL 33614-2716

Local Line America, Inc.
CT Corp
1200 South Pine Island Rd.
Plantation, FL 33324

Daniel Webb, Jim Marchant, or Glenn
Kernweis
MAXCESS Inc.
100 W. Lucerne Circle, Room 500
Orlando, FL 32801

Senior Manager - Carrier Agreements
MCImetro Access Transmission Services
LLC
in care of MCI
2678 Bishop Drive, Suite 200
San Ramon, CA 94583

Chief Technology & Network Counsel
MCImetro Access Transmission Services
LLC
MCI WorldCom, Inc.
1133 19th Street, N.W.
Washington, DC 20036

Vice President — National Carrier &
Contract Management
MCImetro Access Transmission Services
LLC
5055 North Point Parkway
Alpharetta, GA 30022

Counsel - Network & Facilities MCImetro
Access Transmission Services LLC
MCI WorldCom, Inc.
22001 Loudoun County Parkway
Ashburn, VA 20147

Patrick Smith
Metro Teleconnect Companies Inc.
2150 Herr Street
Harrisburg, PA 17103

Paul Besozzi
Metrocall Inc.
Patton Boggs LLP
2550 M Street N.W.
Washington, DC 20037

Ken Goldstein
Metrocall Inc.
6677 Richmond Highway
Alexandria, VA 22306

Senior- Manager — Carrier Agreements
Metropolitan Fiber Systems of Florida Inc
in care of MCI
2678 Bishop Drive
Suite 200
San Ramon, CA 94583

Chief Technology & Network Counsel
Metropolitan Fiber Systems of Florida Inc.
MCI WorldCom, Inc.
1133 19th Street, N.W.
Washington, DC 20036

Vice President — National Carrier &
Contract Management
Metropolitan Fiber Systems of Florida Inc.
5055 North Point Parkway
Alpharetta, GA 30022

Counsel - Network & Facilities
Metropolitan Fiber Systems of Florida Inc.
MCI WorldCom, Inc.
22001 Loudoun County Parkway
Ashburn, VA 20147

David Aronow
President
Metropolitan Telecommunications of
Florida Inc.
44 Wall Street
6th Floor
New York, NY 10005

Irina Armstrong
Legal Department
Metropolitan Telecommunications of
Florida Inc.
44 Wall Street
14th Floor
New York, NY 10005

Sam Vogel
CMO & SVP Interconnection
Metropolitan Telecommunications of
Florida Inc
44 Wall Street
6th Floor
New York, NY 10005

David Benck
Momentum Business Solutions Inc.
2090 Columbiana Road, Suite 4800
Birmingham, AL 35216

JP DeJoubert
Myatel Corporation
7154 N. University Drive, 4142
Tamarac, FL 33321

W. Scott McCullough
Myatel Corporation
Stumpf, Craddock, Massey & Pulman
1250 Capital of Texas Highway South
Building One, Suite 420
Austin, TX 78746

Mark Mansour
National Telecom & Broadband Services
LLC
2400 E Commercial Blvd.
Suite 720
Fort Lauderdale, FL 33308

David M. Wilson
Esquire
Network Services LLC
Wilson & Bloomfield LLP
1901 Harrison Street
Oakland, CA 94612

General Counsel
Network Services LLC
525 South Douglas
El Segundo, CA 90245

Brent McMahan
Vice-President - Regulatory &
Governmental Affairs
Network Telephone Inc.
8154 S Palafox Street
Pensacola, FL 32501

Susan McAdams
Vice-President Government & Industry
Affairs
New Edge Network Inc.
3000 Columbia House Blvd.
Suite 106
Vancouver, WA 98661

Jon C. Moyle, Jr.
NewSouth Communications Corp.
Moyle Flanigan, Katz, Raymond &
Sheehan, P A.
118 North Gadsden Street
Tallahassee, FL 32301

Joseph Koppy
President
NOS Communications Inc.
4380 Boulder Highway Las
Vegas, NV 89121

Eric Fishman
Novus Communications Inc.
Holland & Knight LLP
2099 Pennsylvania Avenue, NW
Washington, DC 20006

Tom Murphy
NUI Telecom Inc.
550 Route 202-206
Bedminster, NJ 07921

Hamilton E. Russell III
NuVox Communications Inc.
301 N Main Street
Suite 5000
Greenville, SC 29601

J T Ambrosi
Manager of Regulatory Affairs
PaeTec Communications Inc.
One PaeTec Plaza
600 Willowbrook Office Park
Fairport, NY 14450-4233

Annette Lee
Phone-Link Inc
230 Yager Avenue
Suite 3
LaGrange, KY 40031

Alex Valencia
Regulatory Counsel
Preferred Carrier Services Inc.
14681 Midway Road
Suite 105
Addison, TX 75001

Leo Wrobel
President
Premiere Network Services inc.
1510 N. Hampton
Suite 120
De Soto, TX 75115

Allan Bakalar
Carrier Relations Manager
Progress Telecom Corporation
100 Second Avenue South, Suite 400S
St Petersburg, FL 33701

Jenna Brown
Manager, Regulatory Affairs
QuantumShift Communications Inc.
88 Rowland Way
Novato, CA 94945

Patrick J. O'Connor
QuantumShift Communications Inc.
Gray Cary Ware & Freidenrich 1625
Massachusetts Ave , NW Suite 300
Washington, DC 20036

Carl J Burgess
Rebound Enterprises Inc
1005 Polk Street
Bartow FL 33830

Mario J Yeralc
President
Saluda Networks Incorporated
782 NW 42nd Avenue
Suite 210
Miami, FL 33126

Adam E McKinney
Attorney
SBC Telecom Inc.
208 S. Akard
Room 3004
Dallas TX 75202

David G Hammock
Executive SBC Telecom
SBC Telecom Inc.
Three Bell Plaza
Room 1502
Dallas, TX 75202

John Hohman
Source One Communications Inc.
2320-13 N. Monroe Street
Tallahassee, FL 32303

Kathy Robins
Southern Telcom Network Inc.
94 Hazel Drive
Mountain Home, AR 72653

W Richard Morris
Vice President - Local Market Integration
Sprint Communications Company Limited
Partnership
7301 College Blvd.
KSOPKV0214
Overland Park, KS 66210

Richard Kirkwood
Suntel Metro Inc
P O Box 5770
Winter Park, FL 32793-5770

Olukayode Ramos
Supra Telecommunications & Information
Systems Inc
2620 S.W. 27th Avenue
Miami, FL 33133

Greg Hogan
Syntelco LLC
1385 Weber Industrial Drive
Cumming, GA 30041

Robin Caldwell
President
Talk Unlimited Now Inc.
3606 S. Waverly Place
Tampa, FL 33629

Eric Larsen
Tallahassee Telephone Exchange Inc.
Eric Larsen
1367 Mahan Drive
Tallahassee, FL 32308

Bruce W. Cooper
AT&T Regional Vice President, Local Svcs
& Access Mgmt, Eastern Region
TCG South Florida
AT&T
3033 Chain Bridge Road
Room D-325
Oakton, VA 22185

G. Ridgley Loux
AT&T Law & Government Affairs,
Regional Counsel
TCG South Florida
AT&T
3033 Chain Bridge Road
Room D 300
Oakton, VA 22185

Enrico C Soriano
The Ultimate Connection L.C.
Kelley Dye & Warren LLP
1200 19th Street, NW, Fifth Floor
Washington, DC 20036

Derek Dunn-Rankin
President & Chief Executive Officer
The Ultimate Connection L.C.
182 15 Paulson Drive
Port Charlotte, FL 33954-1019

Tina Davis
Vice President & Deputy General Counsel
Time Warner Telecom
10475 Park Meadows Drive
Littleton, CO 80124

Carolyn Marek
Vice President Regulatory Affairs
Time Warner Telecom
233 Bramerton Court
Franklin, TN 37069

Director - Carrier Management
T-Mobile USA Inc
12920 SE 38th St.
Bellevue, WA 98006

General Counsel
T-Mobile USA Inc.
12920 SE 38th St
Bellevue, WA 98006

General Counsel
US LEC of Florida Inc.
6801 Morrison Boulevard
Charlotte, NC 28211

Wanda G. Montano
Vice President Regulatory and Industry
Affairs
US LEC of Florida Inc.
6801 Morrison Boulevard
Charlotte, NC 28211

Jean Cherubin
USA Telephone Inc
1510 ONE 162 Street
Miami, FL 33162

Jim Smith
Utilities Commission, New Smyrna Beach
Davis Wright Tremaine LLP
1500 K Street, NW
Suite 450
Washington, DC 20005

Julie Corsig
Utilities Commission, New Smyrna Beach
Davis Wright Tremaine LLP
1500 K Street, NW
Suite 450
Washington, DC 20005

Genevieve Turano
Director of Administrative Services
Utilities Commission, New Smyrna Beach
200 Canal Street,
PO Box 100
New Smyrna Beach, FL 32170

Michael Hoffman
VarTec Telecom Inc.
1600 Viceroy Drive
Dallas, TX 75235

Director
Regulatory-Interconnection
Verizon Wireless Personal Communications
LP
1300 I Street NW, Suite 400W
Washington, DC 20005

Dudley Upton
Director of Interconnection
Verizon Wireless Personal Communications
LP
One Verizon Place
GA3B I REG
Alpharetta, GA 30004-8511

Nicholas A. Iannuzzi, Jr
Volo Communications of Florida Inc
151 S Wymore Rd., Suite 3000
Altamonte Springs, FL 32714

Kimberly Bradley
Senior Director - Regulatory Affairs
Winstar Communications LLC
1850 M Street, NW
Suite 300
Washington, DC 20036

Richard S. Dodd II
Esquire
Winstar Communications LLC
1850 M Street, NW
Suite 300
Washington, DC 20036

Stephen Murray
Senior Director - State Regulatory
Winstar Communications LLC
1850 M Street, NW
Suite 300
Washington, DC 20036

Victor Gaither
Senior Director - Carrier Relations
Winstar Communications LLC
2350 Corporate Park Drive
Herndon, VA 20171

Howard S. Jonas
Chairman
WInStar Wireless of Florida Inc.
IDT Building
520 Broad Street
Newark, NJ 07102

E. Brian Finkelstein
CEO
WinStar Wireless of Florida Inc.
IDT Building
520 Broad Street
Newark, NJ 07102

Geoff Rochwarger
COO
WinStar Wireless of Florida Inc
IDT Building
520 Broad Street
Newark, NJ 07102

Frank Heaton
Director Of External Affairs
Wireless One Network L P
2100 Electronics Lane
Ft. Myers, FL 33912

Director, Regulatory Affairs
XO Florida Inc
1730 Rhode Island Avenue NW, Suite 1000
Washington, DC 20036

Director, Regulatory Affairs
XO Florida Inc
105 Molloy St., 4300
Nashville, TN 37201-2315

James C Falvey
Vice President - Regulatory Affairs
Xspedius Management Co. Switched
Services L L C and Xspedius Management
Co of Jacksonville L.L.C
7125 Columbia Gateway Drive
Suite 200
Columbia, MD 21046

Andrew Graham
Legal Counsel
Z-Tel Communications, Inc.
601 S Harbour Island Blvd
Suite 220
Tampa, FL 33602