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**Timolyn Henry**

**From:** Ann Bassett [abassett@lawfla.com]  
**Sent:** Friday, May 14, 2004 4:16 PM  
**To:** Filings@psc.state.fl.us  
**Subject:** Electronic filing



2004-05-14,  
Motion to Revise [

The name, address, phone number and e-mail address of the person responsible for this filing is:

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Filing is in Docket No. 040130-TP

On behalf of NewSouth Communications Corp., NuVox Communications, Inc., KMC Telecom V, Inc., KMC Telecom III LLC, and Xspedius Communications, LLC on behalf of its operating subsidiaries Xspedius Management Co. Switched Services, LLC and Xspedius Management Co. of Jacksonville, LLC

Total Number of Pages is 4

The document is titled: Motion to Revise Dates

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May 14, 2004

**BY E-MAIL**

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

Re: Docket No. 040130-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of NewSouth Communications Corp. ("NewSouth"); NuVox Communications, Inc. ("NuVox"); KMC Telecom V, Inc. ("KMC V") and KMC Telecom III LLC ("KMC III") (collectively, "KMC"); and Xspedius Communications, LLC on behalf of its operating subsidiaries Xspedius Management Co. Switched Services, LLC ("Xspedius Switched") and Xspedius Management Co. of Jacksonville, LLC ("Xspedius Management") (collectively, "Xspedius") (collectively, the "Joint Petitioners" or "CLECs") is an electronic verison of Joint Petitioners' Motion to Revise Dates in the above referenced docket.

Thank you for your assistance with this filing.

Sincerely yours,

s/ Norman H. Horton

Norman H. Horton, Jr.

NHH/amb  
Enclosures  
cc: Parties of Record

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In the Matter of )

Joint Petition for Arbitration of )

NewSouth Communications Corp., )  
NuVox Communications, Inc. )  
KMC Telecom V, Inc., KMC Telecom III LLC, and )  
Xspedius Communications LLC on Behalf of its )  
Operating Subsidiaries Xspedius Management Co. )  
Switched Services, LLC and Xspedius Management Co. )  
of Jacksonville, LLC, )

Docket No. 040130-TP

Filed: May 14, 2004

Of an Interconnection Agreement with )  
BellSouth Telecommunications, Inc. )  
Pursuant to Section 252(b) of the )  
Communications Act of 1934, as Amended )

**MOTION TO REVISE DATES**

COMES NOW, NewSouth Communications Corp. ("NewSouth"); NuVox Communications, Inc. ("NuVox"); KMC Telecom V, Inc. ("KMC V") and KMC Telecom III LLC ("KMC III") (collectively, "KMC"); and Xspedius Communications, LLC on behalf of its operating subsidiaries Xspedius Management Co. Switched Services, LLC ("Xspedius Switched") and Xspedius Management Co. of Jacksonville, LLC ("Xspedius Management") (collectively, "Xspedius") (collectively, the "Joint Petitioners" or "CLECs") and file this Motion to Revise Dates. In support of this Motion, the Joint Petitioners state as follows:

1. On May 12, 2004, the Commission issued Order No. PSC-04-0488-PCO-TP, which established the procedure to be followed in this docket, including the controlling dates for key activities.
2. In the Order, the Commission set June 21, 2004 as the due date for direct testimony for all parties. After consulting with counsel for BellSouth, the Joint Petitioners request that this

date be changed to June 30, 2004.

3. The revision is requested because of the unavailability of counsel and others the week prior to the 21<sup>st</sup> and/or the week of the 21<sup>st</sup>. Changing the filing date ensures that there is an opportunity to review the testimony and complete the steps necessary to file the testimony and exhibits. No other dates would need to be changed because of this revision. Rebuttal testimony is not due until August 16, 2004.

4. This request has been discussed with counsel for BellSouth and he has no objection to the revision.

Respectfully submitted this 14<sup>th</sup> day of May, 2004.

s/ Norman H. Horton, Jr.

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Attorneys for NewSouth Communications Corp.,  
NuVox Communications, Inc., KMC Telecom V,  
Inc., KMC Telecom III LLC, and Xspedius  
Communications, LLC on behalf of its operating  
subsidiaries Xspedius Management Co. Switched  
Services, LLC and Xspedius Management Co. of  
Jacksonville, LLC

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon the following parties by Facsimile (\*), and/or U. S. Mail this 14<sup>th</sup> day of May, 2004.

Patricia Christensen, Esq.\*  
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          s/ Norman H. Horton, Jr.  
Norman H. Horton, Jr.