## SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

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May 14, 2004

## VIA OVERNIGHT DELIVERY

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Blanca S. Bayó Commission Clerk and Administrator Services 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

## Re: Docket No. 040156-TP

Dear Ms. Bayó:

ACN Communications Services, Inc., Adelphia Business Solutions Operations, Inc. d/b/a TelCove, Allegiance Telecom, Inc., DSLnet Communications, LLC, Florida Digital Network, Inc., PAETEC Communications, Inc., and ICG Telecom Group, Inc. (collectively the "Competitive Carrier Coalition" or "Coalition"), by their attorneys, respectfully respond to Verizon Florida Inc.'s ("Verizon") Motion to Hold Proceeding in Abeyance until June 15, 2004 ("Motion").

The Coalition would not oppose an abeyance if Verizon would commit not to unilaterally alter the availability of UNEs during the pendency of the stay and the arbitration proceeding. As explained in its Motion to Dismiss, the Coalition believes that this arbitration proceeding should be dismissed and is a waste of the parties' resources. Given this, the Coalition would not oppose Verizon's motion so long as the *status quo* is preserved and no party is prejudiced by the delay in resolving the issues in this proceeding. Verizon has indicated, however, that it is unwilling to make this commitment and for this reason, the Coalition cannot support Verizon's Motion.

Please call the undersigned if you have any questions. An original and seven (7) copies of this filing are attached. Please date-stamp the extra copy of this filing and return it in the enclosed self-addressed, stamped envelope.

Sincerely,

lichael C. Sloan

Michael C. Sloan Counsel for the Competitive Carrier Coalition

cc: Docket No. 040156-TP Service list

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**FPSC-COMMISSION CLERK** 

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 14<sup>th</sup> day of May, 2004, I caused copies of the foregoing Competitive Carrier Coalition's letter to be served on the following parties by first-class mail:

C Burt

**Competitive Carrier Group** c/o Kelley Drye Law Fim Andrew M. Klein 1200 Nineteenth Street, NW, Suite 500 Washington, DC 20036

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