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May 28, 2004

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

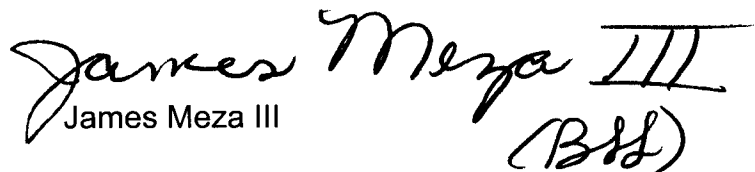
**Re: 031125-TP: Complaint of IDS Telecom LLC against BellSouth
Telecommunications, Inc., for over billing and discontinuance of
service, and petition for emergency order restoring service**

Dear Ms. Bayó:

Enclosed is BellSouth Telecommunications, Inc.'s Preliminary Opposition to IDS's Motion for Summary Final Order or Request for Stay of Substantive Response Deadline. We ask that you file this document in the referenced docket.

Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,


James Meza III
(BSS)

Enclosures

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

**CERTIFICATE OF SERVICE
DOCKET NO. 031125-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via
Electronic Mail and Facsimile this 28th day of May, 2004 to the following:

Patty Christensen
Staff Counsel
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Commission
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Represents IDS


James Meza III (BAA)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Complaint against BellSouth Telecommunications,) Docket No.: 031125-TP
Inc. for alleged overbilling and discontinuance of service,)
by IDS Telecom, LLC)
_____) Filed: May 28, 2004

**PRELIMINARY OPPOSITION TO
IDS'S MOTION FOR SUMMARY FINAL ORDER OR
REQUEST FOR STAY OF SUBSTANTIVE RESPONSE DEADLINE**

Defendant and Counter-Claimant, BellSouth Telecommunications, Inc. ("BellSouth"), hereby files this Preliminary Opposition or Request for Stay of Substantive Response Deadline to IDS's Motion for Summary Final Order ("Motion"). In support, BellSouth states the following:

1. On May 19, 2004, IDS filed its Motion for Summary Final Order. IDS brought the Motion solely on the grounds of a typographical error that exists in BellSouth's original Answer. Specifically, in its original Answer, BellSouth admitted the allegations contained in paragraph 10 of IDS's Amended Complaint in error. This paragraph states:

However, rather than billing the Total Amount Due of \$2,475,000.00 to the Q Account as required by the Settlement Agreement, BellSouth erroneously billed \$3,231,996.10 to the Q Account or \$756,996.10 in excess of that specified in the Settlement Agreement.

2. As set forth in BellSouth's Unopposed Motion to Amend Answer, which is still pending, this admission was a typographical error and BellSouth has sought leave to correct it. As to paragraph 10, BellSouth denies the allegations in the Amended Answer.

3. IDS does not oppose BellSouth amending its Answer to deny paragraph 10 of the Amended Complaint.

4. In light of BellSouth's request to amend its Answer to specifically deny paragraph 10 of the Amended Complaint and IDS's consent to the amendment, it is highly likely that IDS's Motion will be rendered moot.

5. In the event that the Florida Public Service Commission ("Commission") denies BellSouth's request to file an Amended Answer, BellSouth wishes to substantively respond to IDS's Motion. Thus, BellSouth requests that the Commission stay BellSouth's substantive response deadline to the Motion until after it decides BellSouth's request to file an Amended Answer.

6. BellSouth has contacted counsel for IDS who stated that IDS does not oppose BellSouth's request for a stay of its substantive response deadline.

WHEREFORE, for the foregoing reasons, BellSouth requests that IDS's Motion for Summary Final Order be denied as moot or alternatively that the Commission stay BellSouth substantive response deadline to the Motion until after it rules on BellSouth's request to file an Amended Answer.

Respectfully submitted this 28th day of May, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.

Nancy White

NANCY B. WHITE

(BSS)

c/o Nancy H. Sims

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