

ORIGINAL

Matilda Sanders

From: Cara Gowan [CGowan@mail.fdn.com]  
 Sent: Friday, August 20, 2004 12:13 PM  
 To: Filings@psc.state.fl.us  
 Cc: Nancy Sims; meredith.mays@bellsouth.com; Lee Fordham; Matthew Feil; Scott Kassman  
 Subject: FW: Docket No. 030829-TP

Please file the attached Amended Notices of Depositions on behalf of FDN Communications in the following docket:

- 1) Docket No. 030829 - Complaint of FDN Communications for Resolution of Certain Billing Disputes and Enforcement of UNE Orders and Interconnection Agreements with BellSouth Telecommunications, Inc.

The documents to be filed in above-referenced docket consist of a cover letter, a Certificate of Service, an Amended Notice of Telephonic Deposition of Carlos Morillo, and an Amended Notice of Telephonic Deposition of Cynthia A. Clark, for a total of six (6) pages.

The person who is responsible for electronically filing these documents is:

Name: Scott A. Kassman  
 Address: FDN Communications  
 2301 Lucien Way, Ste. 200  
 Maitland, FL 32751  
 Phone No: 407-447-6636  
 Email: skassman@mail.fdn.com

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DOCUMENT NUMBER-DATE

09136 AUG 20 04

ORIGINAL

August 20, 2004

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

via Electronic Mail

Re: Docket No. 030829-TP Complaint of FDN Communications for Resolution of  
Certain Billing Disputes and Enforcement of UNE Orders and Interconnection  
Agreements with BellSouth Telecommunications, Inc.

Dear Ms. Bayo:

Please find enclosed FDN Communications' Amended Notices of Depositions of  
BellSouth Telecommunications, Inc.'s witnesses, Carlos Morillo and Cynthia A. Clark,  
which we ask that you file in the above-referenced docket.

If you have any questions regarding the enclosed, please call me at 407-447-6636.

Sincerely,

*s/ Scott A. Kassman*

Scott A. Kassman  
FDN Communications  
Assistant General Counsel

cc: All Parties of Record

DOCUMENT NUMBER-DATE

09136 AUG 20 04

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**  
**Docket 030829-TP**

I hereby certify that a copy of the foregoing was sent by e-mail and regular mail to the persons listed below this 20<sup>th</sup> day of August, 2004.

BellSouth Telecommunications, Inc.  
Nancy B. White/Meredith Mays  
C/O Ms. Nancy H. Sims  
150 S. Monroe Street  
Suite 400  
Tallahassee, FL 32301-1556  
[nancy.sims@bellsouth.com](mailto:nancy.sims@bellsouth.com)  
[meredith.mays@bellsouth.com](mailto:meredith.mays@bellsouth.com)

Mr. Lee Fordham  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
[cfordham@psc.state.fl.us](mailto:cfordham@psc.state.fl.us)  
[bkeating@psc.state.fl.us](mailto:bkeating@psc.state.fl.us)

*s/ Scott A. Kassman*

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Matthew Feil  
Scott A. Kassman  
FDN Communications  
2301 Lucien Way  
Suite 200  
Maitland, FL 32751  
(407) 447-6636  
[mfeil@mail.fdn.com](mailto:mfeil@mail.fdn.com)  
[skassman@mail.fdn.com](mailto:skassman@mail.fdn.com)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of

Complaint of FDN Communications )  
for Resolution of Certain Billing Disputes )  
and Enforcement of UNE Orders and )  
Interconnection Agreements with )  
BellSouth Telecommunications, Inc. )

Docket No. 030829-TP

AMENDED NOTICE OF TELEPHONIC DEPOSITION

TO: BellSouth Telecommunications, Inc.  
Nancy B. White/Meredith Mays  
c/o Ms. Nancy H. Sims  
150 S. Monroe Street, Ste. 400  
Tallahassee, FL 32301-1556

NOTICE is hereby given that Florida Digital Network, Inc. will take the telephonic deposition of **Carlos Morillo** at the following location and time indicated:

Tuesday, August 31, 2004, at 9:30 a.m.  
675 W. Peachtree Street, NE  
Suite 4300  
Atlanta, GA 30375

Upon oral examination before an official court reporter or other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

Note: Any person who is unable to attend may participate via telephone by calling (407) 835-0306 at the date and time specified above. Please note that Florida Digital Network counsel and court reporter will be at the location identified above. Participants are asked to limit the number of lines used to access this deposition as the number of dial in ports are limited.

The witness should bring with him all the work papers or other materials relied on or used in the preparation of any testimony filed in this case or used in the preparation of any responses to discovery requests in this docket.

Deponent is responsible for arranging to have a Notary Public present at his/her location for the purpose of administering the oath at the beginning of the deposition.

DOCUMENT NUMBER-DATE

09136 AUG 20 03

FPSC-COMMISSION CLERK

This deposition is being taken for purposes of discovery, for use at hearing, or for any other purpose allowed under the Florida Rules of Civil Procedure and the Uniform Rules.

Any person requiring some accommodation at this deposition because of physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the deposition. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

Please govern yourself accordingly

*s/ Scott A. Kassman*

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Matthew Feil, General Counsel  
Scott A. Kassman, Assistant General Counsel  
FDN Communications  
2301 Lucien Way, Ste. 200  
Maitland, FL 32751  
(407) 447-6636  
[mfeil@mail.fdn.com](mailto:mfeil@mail.fdn.com)  
[skassman@mail.fdn.com](mailto:skassman@mail.fdn.com)

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In the Matter of

Complaint of FDN Communications )  
for Resolution of Certain Billing Disputes )  
and Enforcement of UNE Orders and ) Docket No. 030829-TP  
Interconnection Agreements with )  
BellSouth Telecommunications, Inc. )

**AMENDED NOTICE OF TELEPHONIC DEPOSITION**

TO: BellSouth Telecommunications, Inc.  
Nancy B. White/Meredith Mays  
c/o Ms. Nancy H. Sims  
150 S. Monroe Street, Ste. 400  
Tallahassee, FL 32301-1556

NOTICE is hereby given that Florida Digital Network, Inc. will take the telephonic deposition of **Cynthia A. Clark** at the following location and time indicated:

Wednesday, August 25, 2004 at 1:30 p.m.  
675 W. Peachtree Street, NE  
Suite 4300  
Atlanta, GA 30375

Upon oral examination before an official court reporter or other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

Note: Any person who is unable to attend may participate via telephone by calling (407) 835-0306 at the date and time specified above. Please note that Florida Digital Network counsel and court reporter will be at the location identified above. Participants are asked to limit the number of lines used to access this deposition as the number of dial in ports are limited.

The witness should bring with her all the work papers or other materials relied on or used in the preparation of any testimony filed in this case or used in the preparation of any responses to discovery requests in this docket.

Deponent is responsible for arranging to have a Notary Public present at his/her location for the purpose of administering the oath at the beginning of the deposition.

This deposition is being taken for purposes of discovery, for use at hearing, or for any other purpose allowed under the Florida Rules of Civil Procedure and the Uniform Rules.

Any person requiring some accommodation at this deposition because of physical impairment should call the Division of the Commission Clerk and Administrative Services at (850) 413-6770 at least 48 hours prior to the deposition. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1-800-955-8771 (TDD).

Please govern yourself accordingly.

*s/ Scott A. Kassman*

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Scott A. Kassman, Assistant General Counsel  
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