Section 1 - Bureau of Records Complet

040823-TX Docket No.

Company:

Date Docketed:

Focal Communications Corporation of Florida

Broadwing Communications, LLC

08/09/2004

Title: Joint application for approval for name change and

transfer of Certificate No. 5618 of Focal

Communications Corporation of Florida to Broadwing

Communications, LLC; approval for Focal
Communications Corporation of Florida to abandon services; and notification of the transfer of assets and customers of focal communications corporation of

Florida to Broadwing Communications, LLC.

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Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

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Section 1 - Bureau of Records Completes

Docket No. 040823-TX Date Docketed: 08/09/2004 Title:

Company: Broadwing Communications, LLC

Focal Communications Corporation of

Florida

Joint application for approval for name change and transfer of Certificate No. 5618 of Focal Communications Corporation of Florida to Broadwing Communications, LLC; approval for Focal Communications Corporation of Florida to abandon services; and notification of the transfer of assets and customers of Focal Communications Corporation of Florida to Broadwing Communications, LLC.

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Where panels are assigned the senior Commissioner is Panel Chairman:

Where one Commissioner, a Hearing Examiner or a Staff Member is

* COMPLETED EVENTS

Approved:

Date:

08/19/2004

Section 1 - Bureau of Records Completes

Docket No. 040823-TX Date Docketed: 08/09/2004 Title:

Broadwing Communications, LLC Company:

Focal Communications Corporation of

Joint application for approval for name change and transfer of Certificate No. 5618 of Focal Communications Corporation of Florida to Broadwing Communications, LLC; approval for Focal Communications Corporation of Florida to abandon services; and notification of the transfer of assets and customers of Focal Communications Corporation of Florida to Broadwing Communications, LLC.

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Approved:

Date:

STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
LILA A. JABER
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES BLANCA S. BAYÓ DIRECTOR (850) 413-6770 (CLERK) (850) 413-6330 (ADMIN)

Hublic Service Commission

August 11, 2004

Michelle S. Cadin, Attorney Mintz Levin Cohn Ferris Glovsky and Popeo PC 701 Pennsylvania Avenue, NW Washington, DC 20004

Re: Docket No. 040823-TX

Dear Ms. Cadin:

This will acknowledge receipt of a joint application for approval for name change and transfer of Certificate No. 5618 of Focal Communications Corporation of Florida to Broadwing Communications, LLC; approval for Focal Communications Corporation of Florida to abandon services; and notification of the transfer of assets and customers of focal communications corporation of Florida to Broadwing Communications, LLC., which was filed in this office on August 9, 2004, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Bureau of Records

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12/31/04 14710-04 **CCA Official Filing** 10/25/2004 11:20 AM******

Matilda Sanders*1

Matilda Sanders

Andrea Cowart

From: Sent:

Monday, October 25, 2004 11:00 AM

To:

CCA - Orders / Notices; Jason Rojas

Subject:

Order / Notice Submitted

Date and Time:

10/25/2004 10:58:00 AM

Docket Number: Filename / Path:

040823-TX 040823or.jpr.doc

Order Granting Approval for Name Change and Tranfer of Assets, Certificate and Customer Base

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Administrative focedure
forced 10/24/04.

040823 Kay Flynn

From:

Beth Keating

Sent:

Tuesday, October 26, 2004 12:11 PM

To:

Kay Flynn

Subject:

RE: 040823

Yep. Thanks!

----Original Message----

From: Kay Flynn

Sent: Tuesday, October 26, 2004 12:10 PM

To: Beth Keating; Jason Rojas

Subject: RE: 040823

Thanks. This means we wouldn't use the rule waiver progmod for these dockets in the first place (which we've been doing all along, thinking it was a "true" rule waiver). I'll spread the word on that.

If it's not a rule waiver, there'll be no need to send the order to the APC, and no FAW notice required, right?

----Original Message----

From: Beth Keating

Sent: Tuesday, October 26, 2004 12:06 PM

To: Jason Rojas Cc: Kay Flynn

Subject: RE: 040823

No, it is not necessary. We have not been including these on our waiver report, because we have a rule provision that allows us to provide the waiver. . . . This is not a waiver pursuant to Section 120.542, F.S.

Rule 25-24.455(4), Florida Administrative Code, states in part:

An interexchange company may petition for a waiver of any provision of this Part. The Commission may grant a waiver to the extent that it determines that it is consistent with the public interest to do so.

----Original Message----

From: Jason Rojas

Sent: Tuesday, October 26, 2004 12:03 PM

To: Beth Keating Subject: FW: 040823

is an FAW even appropriate here? I am not completely sure what to do

----Original Message----

From: Kay Flynn

Sent: Tuesday, October 26, 2004 11:24 AM

To: Jason Rojas; Tommy Williams Cc: Hong Wang; Kimberley Pena

Subject: 040823

When this docket was opened, it wasn't classified as a rule waiver docket, nor was "rule waiver" included in the docket title, and unfortunately I don't see that we were told to correct the docket title.

At this late date, it's not appropriate to change the docket title, but I did add the rule waiver progmod to

CCA Official Document . . .

11/1/2004 11:25 AM

11:25 AM

the docket in CMS, and we are sending a copy of the order issued yesterday to the Administrative Procedures Committee.

Jason, you will need to prepare an FAW notice concerning the rule waiver.

Thanks.

Kay

Marguerite Lockard

From:

Andrea Cowart

Sent: To:

Monday, November 15, 2004 4:14 PM CCA - Orders / Notices; Jason Rojas Order / Notice Submitted

Subject:

Date and Time: **Docket Number:** 11/15/2004 4:14:00 PM

Filename / Path:

040823-TX 040823co.jpr.doc

Consummating Order