

ORIGINAL

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

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05 JUN 28 PM 4: 33

Petition of

COMMISSION
CLERK

LEVEL 3 COMMUNICATIONS, LLC)	Docket No. 040157-TP
)	
For Arbitration Pursuant to Section 252(b))	Date: June 28, 2005
of the Communications Act of 1934, as)	
amended by the Telecommunications Act)	
of 1996 for Rates, Terms, and)	
Conditions with BellSouth Telecommunications, Inc.)	


**LEVEL 3 COMMUNICATIONS, LLC'S NOTICE OF VOLUNTARY DISMISSAL
OF PETITION WITH PREJUDICE**

Level 3 Communications, LLC, ("Level 3"), by and through undersigned counsel, hereby files this Notice of Voluntary Dismissal With Prejudice of Level 3's Petition for Arbitration filed on February 20, 2004, in the above-referenced docket. Level 3 files this Voluntary Dismissal of its Petition for Arbitration on the basis that Level 3 and BellSouth Telecommunications, Inc. have come to an agreement regarding all formerly unresolved issues arising out of interconnection negotiations between the parties, and filed a fully executed Interconnection Agreement on June 30, 2004 with the Commission.

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- RCA _____
- SCR _____
- SEC 1
- OTH Kim P.

Respectfully submitted,

Martin P. McDonnell
 Kenneth A. Hoffman, Esq.
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Attorneys for Level 3 Communications, LLC

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 FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
 06136 JUN 28 05
 FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail on this 28 day of June, 2005, to the following:

Nancy White c/o
Nancy Sims
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301

Martin P. McDonnell
Martin P. McDonnell, Esq.