

ORIGINAL

Matilda Sanders

From: Slaughter, Brenda [Brenda.Slaughter@BellSouth.COM]
Sent: Wednesday, July 06, 2005 3:29 PM
To: Filings@psc.state.fl.us; Jeremy Susac; Kira Scott; jake jennings; marva brown johnson; john j heitmann; Heather Hendrickson; Enrico Soriano; norman horton; stephanie joyce
Cc: Meza, James; Linda Hobbs; Fatool, Vicki; Holland, Robyn P; Nancy Sims; Bixler, Micheale; Culpepper, Robert; Nancy White
Subject: Docket 040130-TP
Importance: High
Attachments: 040130-TP Issues settled.pdf

- A. Brenda Slaughter
 Legal Secretary for James Meza III
 BellSouth Telecommunications, Inc.
 c/o Nancy Sims
 150 South Monroe, Rm. 400
 Tallahassee, Florida 32301-1558
 (404) 335-0714
brenda.slaughter@bellsouth.com
- B. Docket No. 040130-TP: Joint Petition for Arbitration of NewSouth Communications Corp., NuVox Communications Corp., KMC Telecom V, Inc., KMC Telecom III LLC, and Xspedius Communications, LLC on Behalf of its Operating Subsidiaries Xspedius Management Co. Switched Services, LLC and Xspedius Management Co. of Jacksonville, LLC
- C. BellSouth Telecommunications, Inc.
 on behalf of James Meza III
- D. 2 pages total
- E. BellSouth Telecommunications, Inc.'s Letter to Staff Counsel (Jeremy Susac) notifying of Issues 2 and 104 settled

CMP _____
 COM Brenda Slaughter (sent on behalf of James Meza III)
 BellSouth Telecommunications, Inc.
 CTR Suite 4300 - Legal Department
 ECR 675 W. Peachtree Street
 Atlanta, GA 30375-0001
 GCL Phone: (404) 335-0714
 OPC _____
 MMS <<040130-TP Issues settled.pdf>>
 RCA _____
 SCR *****
 SEC |
 OTH 7/6/2005

DOCUMENT NUMBER - DATE

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psc-COMMISSION CLERK

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JAMES MEZA III
Senior Regulatory Counsel

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ORIGINAL

July 6, 2005

Jeremy Susac
Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

**Re: Docket No. 040130-TP
Joint Petition of NewSouth Communications Corp., *et al.* for
Arbitration with BellSouth Telecommunications, Inc.**

Dear Jeremy:

Please be advised that the Parties have settled Issues 2 and 104. Thus, these issues are removed from the pending arbitration proceeding.

Sincerely,



James Meza III

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

DOCUMENT NUMBER-DATE

06345 JUL-6 05

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**CERTIFICATE OF SERVICE
DOCKET NO. 040130-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail and First Class U. S. Mail this 6th day of July, 2005 to the following:

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James Meza III

(+) Global protective agreement in place for all (9) states.