

**BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION**

In the Matter of:	)	
Petition to Establish Generic Docket to Consider	)	Docket No. 041269-TP
Amendments to Interconnection	)	Filed: October 7, 2005
Agreements Resulting from Changes of Law	)	
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**REQUEST FOR OFFICIAL RECOGNITION**

The Competitive Carriers of the South, Inc. (CompSouth), through its undersigned counsel, pursuant to rule 90.202, Florida Rules of Evidence, and section 120.569(2)(i), Florida Statutes, requests Official Recognition of the *Procedural Ruling Denying BellSouth Telecommunication, Inc.'s Motion for Summary Judgment or, in the Alternative, Motion for Declaratory Ruling and Rescheduling Time for Hearing*, issued by the Alabama Public Service Commission in Docket No. 29543, In Re: Petition Regarding the Establishment of a Generic Proceeding on Change of Law and Nondiscriminatory Pricing for UNEs, on October 5, 2005.

s/ Vicki Gordon Kaufman

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**CERTIFICATE OF SERVICE**  
**Docket No. 041269-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Official Recognition was served via Electronic Mail and First Class United States Mail this 7<sup>th</sup> day of October, 2005, to the following:

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s/Vicki Gordon Kaufman  
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JAN COOK, ASSOCIATE COMMISSIONER  
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WALTER L. THOMAS, JR.  
SECRETARY

**MOMENTUM TELECOM, INC.; ITC^DELTACOM  
COMMUNICATIONS, INC.; and BELLSOUTH  
TELECOMMUNICATIONS, INC.,**

**Joint Petitioners**

**IN RE: Petition Regarding the  
Establishment of a Generic  
Proceeding on Change of Law and  
Nondiscriminatory Pricing for UNEs.**

**DOCKET 29543**

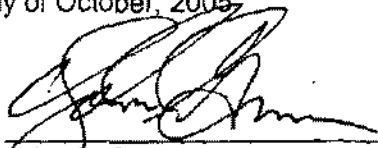
**PROCEDURAL RULING DENYING BELLSOUTH TELECOMMUNICATION, INC.'S  
MOTION FOR SUMMARY JUDGEMENT OR, IN THE ALTERNATIVE, MOTION FOR  
DECLARATORY RULING AND RESCHEDULING TIME FOR HEARING**

Having reviewed BellSouth Telecommunications, Inc.'s Motion for Summary Judgement or, in the alternative, Motion for Declaratory Ruling ("BellSouth's Motion") in its entirety, the response thereto submitted by the Competitive Carriers of the South, Inc. and BellSouth's Response Brief, BellSouth's Motion is hereby denied.

IT IS FURTHER RULED, That the hearing scheduled in this cause to commence at 9 a.m., on October 6, 2005, is hereby **rescheduled to commence at 10:30 a.m.**

IT IS SO RULED.

DONE at Montgomery, Alabama, this 5th day of October, 2005.

  
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John A. Garner  
Chief Administrative Law Judge

c: All parties of record