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Timolyn Henry

From: Slaughter, Brenda [Brenda.Slaughter@BellSouth.COM]
Sent: Friday, December 09, 2005 2:36 PM
To: Filings@psc.state.fl.us
Cc: Meza, James; Fatool, Vicki; Linda Hobbs; Holland, Robyn P; Nancy Sims; Bixler, Micheale
Subject: Docket 040130-TP
Importance: High
Attachments: 040130-TP Joint Motion Extension of Time I A.pdf

- A. Brenda Slaughter
 Legal Secretary to James Meza III
 BellSouth Telecommunications, Inc.
 150 South Monroe Street
 Suite 400
 Tallahassee, Florida 32301
 (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. 5 pages total (includes letter, certificate of service and pleading)
- E. Joint Motion for Extension of Time to file an executed interconnection agreement

<<040130-TP Joint Motion Extension of Time I A.pdf>>

CMP _____
 COM 2 _____
 CTR _____
 ECR _____
 GCL _____
 OPC _____
 RCA _____
 SCR _____
 SGA _____
 SEC 1 _____
 OTH Kim P. _____
 12/9/2005

DOCUMENT NUMBER-DATE
 11551 DEC-9 05
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ORIGINAL

Legal Department

JAMES MEZA III
Senior Regulatory Counsel

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(404) 335-0769

November 9, 2005

Mrs. Blanca S. Bayó
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

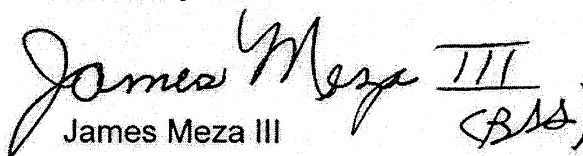
Re: **Docket No.: 040130-TP**
**Joint Petition for Arbitration of NewSouth Communications Corp., NuVox
Communications Corp., KMC Telecom V, Inc., KMC Telecom III LLC, and
Xspedius Communications, LLC on Behalf of its Operating Subsidiaries
Xspedius Management Co. Switched Services, LLC and Xspedius
Management Co. of Jacksonville, LLC**

Dear Ms. Bayó:

Enclosed is a Joint Motion for Extension of Time to file an executed
interconnection agreement, which we ask that you file in the captioned docket.

Copies have been served to the parties shown on the attached Certificate of
Service.

Sincerely,


James Meza III (BSA)

Enclosures

cc: All Parties of Record
Jerry D. Hendrix
R. Douglas Lackey
Nancy B. White

DOCUMENT NUMBER-DATE

11551 DEC-9 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 9th day of November, 2005 to the following:

Kira Scott
Jeremy Susac
Staff Counsels
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6216
jsusac@psc.state.fl.us
kscott@psc.state.fl.us

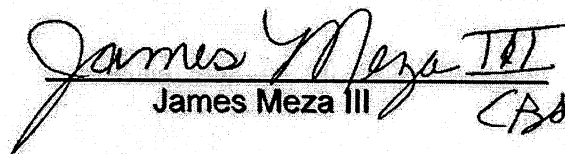
Jake E. Jennings (+)
Senior Vice President
Regulatory Affairs and Carrier Relations
Two North Main Center
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Tel. No. (864) 672-5877
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James C. Falvey (+)
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Atty. for Xspedius

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James Meza III (ASB)

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

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of)
Joint Petition for Arbitration of NewSouth)
Communications Corp., NuVox Communications Corp.) Docket No. 040130-TP
KMC Telecom V, Inc., KMC Telecom III LLC, and)
Xspedius Communications, LLC on Behalf of its)
Operating Subsidiaries Xspedius Management Co.) Filed: December 9, 2005
Switched Services, LLC and Xspedius Management Co.)
Of Jacksonville, LLC.)

JOINT MOTION FOR EXTENSION OF TIME

NOW Comes, BellSouth Telecommunications, Inc. ("BellSouth") and NewSouth Communications Corp., NuVox Communications Corp., and Xspedius Communications, LLC (collectively referred to as "Joint Petitioners") who jointly ask the Florida Public Service Commission ("Commission") for an extension of time in which to execute and file an executed interconnection agreement in the above-captioned proceeding. In support of this Joint Motion, the parties state the following:

1. Pursuant to Order No. PSC-05-1136-PCO-TP, the parties are required to file a final executed interconnection agreement with the Commission on December 9, 2005. However, the parties need additional time to negotiate the final agreement. Further, notwithstanding their diligent efforts and multiple negotiation sessions, it is likely that the parties will need the Commission to resolve disputes they may have regarding incorporation of the Commission's findings in Order No. PSC-05-0975-TP into the final agreement. The parties propose that they file any such disputes with the Commission by December 21, 2005.

2. Further, pursuant to the parties' requests, the Commission moved certain arbitration issues (23, 108, 113, and 114) to Docket No. 041269-TP for consideration and resolution "with the understanding that the resolution of those issues will be rolled back into the arbitrated agreement" in this docket. See Order No. PSC-05-0443-PCO-TP. The Commission

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has yet to issue its decision in Docket No. 041269-TP. Thus, the parties respectfully request that they be granted an extension in which to execute and file an executed interconnection agreement in the above-captioned proceeding until 30 days after the latter of the Commission's resolution of disputes filed on December 21, 2005 in this docket or the release of the Commission's order in Docket No. 041269-TP.

3. Because all parties are seeking this extension, no party will be prejudiced by this request for an extension.

WHEREFORE, for the foregoing reasons, BellSouth and the Joint Petitioners respectfully request that this Commission grant them an extension in which to execute and file an executed interconnection agreement in the above-captioned proceeding until 30 days after the latter of the Commission's resolution of disputes filed on December 21, 2005 in this docket or the release of the Commission's order in Docket No. 041269-TP.

Respectfully submitted this 9th day of December, 2005.

Nancy White (BSS)
Nancy B. White
BELLSOUTH TELECOMMUNICATIONS, INC.
c/o Nancy Sims
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(305) 347-5558

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