

Matilda Sanders

From: Eduardo E. Maldonado [emaldonado@dsl.com]
Sent: Wednesday, March 29, 2006 8:38 PM
To: Filings@psc.state.fl.us
Subject: DSLi (TX609) Revised Settlement Letter for FL PSC Docket 050957-TX on 04-18-06 Agenda
Attachments: DSLi (TX609) Revised Settlement Letter for FL PSC Docket 050957-TX on 04-18-06 Agenda.doc

- A. Eduardo E. Maldonado, MBA
5000 SW 75th AV, Third Floor
Miami, FL 33155
(305) 725-6792 (Mobile)
emaldonado@dsl.com
B. 050957-TX / Compliance investigation of DSL Internet Corp d/b/a DSLi for apparent violation of Section 364.183(1), F.S., Access to Company Records
C. DSL Internet Corporation /DBA DSLi Corp
D. 1
E. Petition to accept DSL Internet Corporation /DBA DSLi Corp (TX609) Revised Settlement Letter for the Florida Public Service Commission 04-18-06 Agenda

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March 29<sup>th</sup>, 2006

5000 SW 75<sup>th</sup> AV  
Third Floor  
Miami, FL 33155  
(305) 725-6792 (Mobile)

Attn: Ms. Blanca Bayo  
Director of the Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak BLVD  
Tallahassee, FL 32399  
1-800-342-3552 (Main)

Dear Ms. Bayo:

1. Please accept this document as a revised version of the original Settlement Letter (dated 03-24-06 and filed 03-28-06) for Docket No. 050957-TX to be discussed on the Commission's agenda for 04-18-06 after deferral from its original 02-28-06 agenda. As it appears, DSL Internet Corporation /DBA DSLi Corp (Company Code TX609 / CLEC Certificate 6941) failed to comply with the requirements of the Local Competition Report that had to be filed by 07-15-05.
- 2.. After gaining awareness of the missing report, DSLi started communicating to staff members who worked in the docket to understand how this could have happened. We were able to locate the report in discussion within our database, however were not successful in finding any type of receipt confirmation for the delivery of the report. We are confident to say that the only purpose for us to produce such report was to comply with the Commission regulations on this matter just as it has been done in previous occasions.
3. DSLi profoundly regrets having misplaced the respective delivery confirmation information. Internal procedures have been established to avoid a situation of this nature to arise in the future. We are automating filing processes to make sure that not only soft data but also hard data is file into our electronic database to guarantee no regulatory information or any other type of information or this matter will be misplaced or lost from this point forward. At this moment, we would like to assure the Commission that an event of such unfortunate nature should not re-occur in the future.
4. After discussing with the staff members assigned to this docket and following their own recommendation, we would like to increase our settlement offer from \$3,000.00 to \$3,500.00. We are hereby respectfully asking the Commission to accept our \$3,500.00 settlement offer after taking in consideration the reason why we are in this situation as well as the new process put in place to avoid this situation from repeating in the future. We believe our offer is similar to prior settlement offers accepted by the Commission from companies that were in our same exact situation in the past.
5. Please do not hesitate to contact me should any further information on this matter be required to properly analyze this petition. Be sure that I am available 24/7 at the telephone number listed above in case I need to be contacted by any of the staff members assigned to this Docket.

Regards,

s/Eduardo E. Maldonado, MBA  
Director of Operations

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FLORIDA PUBLIC SERVICE COMMISSION CLERK