

Matilda Sanders

From: Ann Bassett [abassett@lawfla.com]
Sent: Friday, April 21, 2006 3:17 PM
To: Filings@psc.state.fl.us
Subject: Docket 050581-TP
Attachments: 2006-04-21, Stipulation for Dismissal with Prejudice.pdf

The person responsible for this electronic filing is:

Floyd R. Self
Messer, Caparello & Self, P.A.
P.O. Box 1876
Tallahassee, FL 32302-1876
(850) 222-0720
fself@lawfla.com

The Docket No. is 050581-TP - Complaint of KMC Telecom III LLC and KMC Telecom V, Inc. against Sprint-Florida, Incorporated and Sprint Communications Company Limited Partnership for alleged failure to pay intrastate access charges pursuant to interconnection agreement and Sprint's tariffs, and for alleged violation of Section 364.16(3)(a), F.S.

This is being filed on behalf of KMC Telecom III LLC, KMC Telecom V, Inc., Sprint florida, Incorporated, and Sprint Communications Company Limited Partnership

Total Number of Pages is 4

Stipulation for Dismissal with Prejudice

Ann Bassett
Messer, Caparello & Self, P.A.
Phone: 850-201-5225
abassett@lawfla.com

CMP
COM 3
CTR
ECR
GCL
OPC
RCA
SCR
SGA
SEC 1
OTH kimp.

DOCUMENT NUMBER-DATE
03567 APR 21 8
FPSC-COMMISSION CI FRK

ORIGINAL

LAW OFFICES
Messer, Caparello & Self
A Professional Association

Post Office Box 1876
Tallahassee, Florida 32302-1876
Internet: www.lawfla.com

April 21, 2006

BY ELECTRONIC FILING

Ms. Blanca Bayó, Director
Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

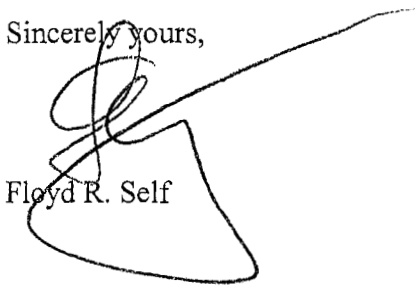
Re: Docket No. 050581-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of KMC Telecom III LLC and KMC Telecom V, Inc. ("KMC"), Sprint-florida, Incorporated, (hereinafter "Sprint-FL"), and Sprint communications Company Limited Partnership ("Sprint-LP") is an electronic version of their Stipulation for Dismissal with Prejudice in the above referenced docket.

Thank you for your assistance with this filing.

Sincerely yours,



Floyd R. Self

FRS/amb
Enclosures
cc: Parties of Record

DOCUMENT NUMBER - DATE
03567 APR 21 06
FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Complaint of KMC Telecom III LLC and KMC Telecom V, Inc. against Sprint-Florida, Incorporated and Sprint Communications Company Limited Partnership for alleged failure to pay intrastate access charges pursuant to interconnection agreement and Sprint's tariffs, and for alleged violation of Section 364.16(3)(a), F.S.

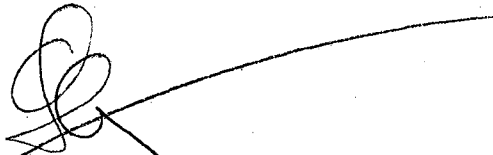
Docket No. 050581-TP
Filed: April 21, 2006

STIPLUATION FOR DISMISSAL WITH PREJUDICE

KMC Telecom III LLC and KMC Telecom V, Inc. (hereinafter, "KMC"), Sprint-Florida, Incorporated, (hereinafter "Sprint-FL"), and Sprint Communications Company Limited Partnership ("Sprint-LP") hereby file this Stipulation for Dismissal with Prejudice and advise the Commission that the parties to this docket have executed a confidential Settlement and Mutual Release Agreement that fully and finally settles the issues in this docket, with prejudice to the rights of each party to further pursue these issues in any forum. Accordingly, no further action is necessary or appropriate in this matter, and the parties ask that the docket be closed.

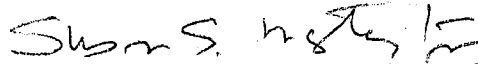
DOCUMENT NUMBER-DATE
03567 APR 21 06
FPSC-COMMISSION CLERK

RESPECTFULLY submitted this 21st day of April 2006.



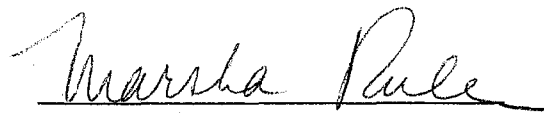
Floyd R. Self, Esq.
Messer, Caparello & Self, P.A.
215 South ~~Monroe Street~~, Suite 701
Tallahassee, Florida 32301
(850) 222-0720 (voice)
(850) 224-4359 (facsimile)
fself@lawfla.com

Attorneys for KMC Telecom III, LLC and
KMC Telecom V, Inc.



Susan S. Masterton
Post Office Box 2214
Tallahassee, Florida 32316-2214
850/599-1560 (phone)
850-878-0777 (fax)
susan.masterton@sprint.com

Attorney for Sprint-Florida, Incorporated



Marsha Rule
Rutledge, Ecenia, Purnell and Hoffman, P.A.
P.O. Box 551
Tallahassee, FL 32302-0551
Telephone: (850) 681-6788
Facsimile: (850) 681-6515
marsha@reuphlaw.com

Attorney for Sprint Communications Company
Limited Partnership

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by Electronic Mail this 21st day of April, 2006

Lee Fordham, Esq.
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
cfordham@psc.state.fl.us

William R. Atkinson, Esq.
Sprint Communications Company
Limited Partnership
c/o Sprint Nextel
3065 Cumberland Circle (GAATLD0602-62)
Atlanta, GA 30339
bill.atkinson@sprint.com

Susan S. Masterton, Attorney
Sprint-Florida Incorporated
P. O. Box 2214 (MC FLTLHO0107)
Tallahassee, FL 32316-2214
susan.masterton@sprint.com

Ms. Nancy Pruitt
Division of Competitive Markets and
Enforcement
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
npruitt@psc.state.fl.us

Marsha Rule, Esq.
Rutledge, Ecenia, Purnell and Hoffman, P.A.
P.O. Box 551
Tallahassee, FL 32302-0551
marsha@reuphlaw.com

Floyd R. Self

