

**Marguerite Lockard**

**From:** Marguerite Lockard  
**Sent:** Friday, July 08, 2005 1:11 PM  
**To:** Laura King  
**Subject:** RE: Deposition Transcripts (Exhibits)

ok, thanks.....

**From:** Laura King  
**Sent:** Friday, July 08, 2005 12:26 PM  
**To:** Marguerite Lockard  
**Subject:** FW: Deposition Transcripts (Exhibits)

FPSC, CLK - CORRESPONDENCE  
✓ Administrative Parties Consumer  
DOCUMENT NO. 07626-06  
DISTRIBUTION: \_\_\_\_\_

041144-TP

FYI-Staff will not be copying the deposition transcripts as originally thought.

**From:** Nekey Garcia  
**Sent:** Friday, July 08, 2005 12:19 PM  
**To:** Laura King; Nancy Pruitt  
**Subject:** FW: Deposition Transcripts (Exhibits)

(06423-05  
06424-05)

**From:** Beth Keating  
**Sent:** Friday, July 08, 2005 12:18 PM  
**To:** 'Floyd Self'; Susan Masterton  
**Cc:** Nekey Garcia  
**Subject:** RE: Deposition Transcripts (Exhibits)

That's fine with me, too. And it makes sense. Again, thanks to you both!

**From:** Floyd Self [mailto:fself@lawfla.com]  
**Sent:** Friday, July 08, 2005 12:16 PM  
**To:** Beth Keating; Susan Masterton  
**Subject:** RE: Deposition Transcripts (Exhibits)

+ + + + + \*  
Security:  
+ + + + + \*  
Susan and Beth,

Since Sprint is going to know what parts of the Sprint witnesses depositions are confidential and the same for the KMC witnesses, it seems to make the most sense that KMC will provide the copies of the KMC witnesses and Sprint can provide the copies of the Sprint witnesses.

I already have the KMC folks working on making redacted copies of their respective transcripts.

Does that work for you all???

Beth, yes I am okay with making the copies.

\*\*\*\*\*  
 Floyd R. Self, Esq.  
 Messer, Caparello & Self, P.A.  
 Direct Phone: 850-425-5213  
 Email Address: <fself@lawfla.com>  
 Web Address: <www.lawfla.com>  
 \*\*\*\*\*

>>> "Masterton, Susan S [CC]" <susan.masterton@mail.sprint.com> 7/8/2005 12:10:11 PM >>>  
 Sure - should we do the KMC witnesses we deposed or our witnesses who were deposed by KMC?

Susan S. Masterton  
 Attorney - Sprint External Affairs  
 1313 Blair Stone Road  
 P.O. Box 2214  
 Tallahassee, FL 32316-2214  
 Phone: 850-599-1560  
 Fax: 850-878-0777  
 susan.masterton@mail.sprint.com

-----Original Message-----

**From:** Beth Keating [mailto:BKeating@PSC.STATE.FL.US]  
**Sent:** Friday, July 08, 2005 12:09 PM  
**To:** Masterton, Susan S [CC]; Floyd Self  
**Subject:** Deposition Transcripts (Exhibits)  
**Importance:** High

Would it be possible for you guys to make the copies of the deposition transcripts and depo exhibits for hearing? Staff will not be able to make complete copies. Turns out that Jane was out last week, so our copies of the depos didn't get ordered until this week. The originals had already gone out with the exhibits attached. Thus, we will not have complete copies of the depositions to copy. . . we only have the transcripts. We would only need 5 copies. . .and we can provide the red folders if necessary.

State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

## -M-E-M-O-R-A-N-D-U-M-

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**DATE:** July 8, 2005

**TO:** Dale N. Mailhot, Assistant Director, Division of Competitive Markets and Enforcement *SAS for DNM*

**FROM:** Laura V. King, Public Utilities Supervisor, Division of Competitive Markets & Enforcement *LVK*

**RE:** Request to Copy Confidential Information in Docket No. 041144-TP

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I would like to request permission to make 4 copies of the confidential documents listed below. These documents will be discussed at the hearing and will be entered into the record as confidential exhibits. If you have any questions, please let me know.

<b>Docket No. 041144-TP – Confidential Documents to be Copied</b>
Deposition Transcript of James Burt (Document number not yet known)
Deposition Transcript of Ritu Aggarwal (Document number 06418-05)
Deposition transcript of Ronald Twine (Document number 06423-05)
Deposition Transcript of Paul Calabro (Document number 06424-05)
Deposition Transcript of Marva Johnson (Document number not yet known)
Deposition Transcript of William Wiley (Document number not yet known)
Deposition Transcript of Christopher Schaffer (Document number not yet known)
Deposition Transcript of Sam Miller (Document number not yet known)

Section 1 - Bureau of Records Complete.

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_  
 Referred to: \_\_\_\_\_

Expiration: \_\_\_\_\_

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

("O" indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

Due Dates

OPR Staff	Staff Assignments	Due Dates	
		Previous	Current
	<input type="checkbox"/> Current CASR revision level		
	1.		
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Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel \_\_\_\_\_  
 Hearing \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: \_\_\_\_\_

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		

Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_  
 Date: 07626 AUG 23 '08

Section 1 - Bureau of Records Completes

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to: \_\_\_\_\_ CCA \_\_\_\_\_ CMP X \_\_\_\_\_ ECR \_\_\_\_\_ FLL \_\_\_\_\_ (GCL) X \_\_\_\_\_ MMS \_\_\_\_\_ PIF \_\_\_\_\_ RCA \_\_\_\_\_ SCR \_\_\_\_\_  
 ("O" indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	D Rockette-Gray L Fordham	<input type="checkbox"/> Current CASR revision level	Due Dates		
			Previous	Current	
		1.	Company Response	NONE	10/25/2004
		2.			
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Staff Counsel	D Rockette-Gray L Fordham	8.			
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OCRs		12.			
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Recommended assignments for hearing and/or deciding this case:		31.			
		32.			
Full Commission <input checked="" type="checkbox"/> Commission Panel _____ Hearing _____ Staff _____		33.			
		34.			
		35.			
Date filed with CCA: <u>10/07/2004</u>		36.			
		37.			
Initials OPR _____ Staff Counsel _____		38.			
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		
X							

Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BB/shw  
 Date: 10/07/2004

Section 1 - Bureau of Records Complete

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to: \_\_\_\_\_ CCA \_\_\_\_\_ CMP  ECR \_\_\_\_\_ FLL \_\_\_\_\_ (GCL)  MMS \_\_\_\_\_ PIF \_\_\_\_\_ RCA \_\_\_\_\_ SCR \_\_\_\_\_  
 ("O") indicates OPR

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module <u>A9</u>		WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770		
Staff Assignments				
OPR Staff	D Rockette-Gray L Fordham	<input checked="" type="checkbox"/>	Current CASR revision level	Due Dates Previous Current
Staff Counsel	D Rockette-Gray L Fordham			
OCRs				
	Recommended assignments for hearing and/or deciding this case:	1.	Company Response	10/25/2004 10/19/2004
	Full Commission <input checked="" type="checkbox"/> Commission Panel _____ Hearing _____ Staff _____	2.		
	Date filed with CCA: <u>10/08/2004</u>	3.		
	Initials OPR _____ Staff Counsel _____	4.		
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Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)						Prehearing Officer							
Commissioners						Hrg Exam	Staff	Commissioners					ADM
ALL	BZ	DS	JB	BD	DV			BZ	DS	JB	BD	DV	
X								X					

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BB/RW  
 Date: 10/08/2004

Section 1 - Bureau of Records Completes

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Expiration: \_\_\_\_\_

Referred to:

("O" indicates OPR)

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module A9

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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

Due Dates

OPR Staff	Staff Assignments	2	Current CASR revision level	
			Previous	Current
	D Rockette-Gray			
	L Fordham			
		1.	Revised CASR Due	NONE
		2.		12/03/2004
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Staff Counsel	D Rockette-Gray	8.		
	L Fordham	9.		
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OCRs (CMP)	N Pruitt	12.		
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Full Commission	<u>X</u> Commission Panel	33.		
Hearing	Staff	34.		
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Date filed with CCA:	<u>10/15/2004</u>	36.		
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Initials OPR		38.		
Staff Counsel		39.		
		40.		

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		
X							

Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman:  
 the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is  
 assigned the full Commission decides the case.

Approved: 1331/Rm  
 Date: 10/15/2004

Section 1 - Bureau of Records Completes

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: **Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.**

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_

Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to:

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

("O" indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module A9

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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff

D Rockette-Gray  
L Fordham

3 Current CASR revision level

Due Dates  
 Previous Current

Staff Counsel

D Rockette-Gray  
L Fordham

OCRs (CMP)

N Pruitt

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel   
 Hearing  Staff

Date filed with CCA: 10/26/2004

Initials OPR

Staff Counsel \_\_\_\_\_

1.	Staff Recommendation	NONE	11/18/2004
2.	Agenda	NONE	11/30/2004
3.	PAA Order	NONE	12/20/2004
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Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		
X							

Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BB/Am  
 Date: 10/26/2004



Section 1 - Bureau of Records Completes

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_  
 Referred to: \_\_\_\_\_  
 ("O" indicates OPR)

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

OPR Staff	Staff Assignments	Due Dates	Due Dates	
			Previous	Current
	<u>D Rockette-Gray</u>	<u>4</u> Current CASR revision level		
	<u>L Fordham</u>			
		1. Revised CASR Due	SAME	01/14/2005
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Staff Counsel	<u>D Rockette-Gray</u>	8.		
	<u>L Fordham</u>	9.		
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OCRs (CMP)	<u>N Pruitt</u>	12.		
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Full Commission <u>X</u> Commission Panel _____		33.		
Hearing _____ Staff _____		34.		
		35.		
Date filed with CCA: <u>12/06/2004</u>		36.		
		37.		
Initials OPR _____		38.		
Staff Counsel _____		39.		
		40.		

Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	BD	DV	ED		
X							

Prehearing Officer

Commissioners					ADM
BZ	DS	BD	DV	ED	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BB/RW  
 Date: 12/06/2004

Section 1 - Bureau of Records Completes

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to: 

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

 ("O") indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff	Staff Assignments	5 Current CASR revision level	Due Dates	
			Previous	Current
	D Rockette-Gray		NONE	01/06/2005
	L Fordham		NONE	01/14/2005
		1. Issue Identification	01/14/2005	01/18/2005
		2. Order Establishing Procedure		
		3. Revised CASR Due		
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Staff Counsel	D Rockette-Gray	8.		
	L Fordham	9.		
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OCRs (CMP)	N Pruitt	12.		
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Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel   
 Hearing  Staff

Date filed with CCA: 12/08/2004

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	BD	DV	ED		
X							

Prehearing Officer

Commissioners					ADM
BZ	DS	BD	DV	ED	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BIB/RW  
 Date: 12/08/2004

Section 1 - Bureau of Records Completes

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: **Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.**

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to:

("O" indicates OPR)

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module A9

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 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff

D Rockette-Gray  
L Fordham

6 Current CASR revision level

Due Dates  
 Previous Current

Staff Counsel

D Rockette-Gray  
L Fordham

OCRs (CMP)

N Pruitt

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_\_\_  
 Hearing \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: 01/05/2005

Initials OPR \_\_\_\_\_

Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	BD	DV	ED		
X							

Prehearing Officer

Commissioners					ADM
BZ	DS	BD	DV	ED	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: 133/RW  
 Date: 01/05/2005

Section 1 - Bureau of Records Complete

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: **Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.**

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to:

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

("O" indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff	Staff Assignments	7 Current CASR revision level	Due Dates	
			Previous	Current
D Rockette-Gray				
L Fordham				
	1. Issue Identification		01/06/2005	01/19/2005
	2. Revised CASR Due		01/18/2005	01/28/2005
	3. Order Establishing Procedure		01/14/2005	01/28/2005
	4.			
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	7.			
Staff Counsel	D Rockette-Gray			
	L Fordham			
	8.			
	9.			
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	11.			
OCRs (CMP)	N Pruitt			
	12.			
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Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel   
 Hearing  Staff

Date filed with CCA: 01/11/2005

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	BD	DV	ED		
X							

Prehearing Officer

Commissioners					ADM
BZ	DS	BD	DV	ED	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: 1313/Amw  
 Date: 01/11/2005

# Case Scheduling/Rescheduling Advice

Last Revised 01/31/2005 at 13:21

Page 1 of 1

Printed on 01/31/2005 at 13:31

**To:**  Commissioner Deason     Deputy Executive Director/EXA     Economic Regulation Director  
 Commissioner Bradley     General Counsel Director     External Affairs Director  
 Commissioner Davidson     Auditing & Safety Director     Court Reporter  
 Commissioner Edgar     Comm. Clerk & ADM Services     Staff Contact - Anne Marsh  
 Executive Director     Competitive Markets/Enforcement  
 Public Information Officer     Consumer Affairs Director

**From:** Office of Chairman Braulio Baez

**Docket Number:** 041144-TP

**Docket Title:** Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

**1. Schedule Information**

Event	Former Date	New Date	Location	Time
Prehearing Conference		05/02/2005	Tallahassee, Room 152	3:00 PM - 4:30 PM
Hearing		05/18/2005	Tallahassee, Room 148	9:30 AM - 5:00 PM

**2. Hearing/Prehearing Assignment Information**

Former Assignments

Current Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	BZ	DS	BD	DV	ED		

Commissioners						Hearing Exam.	Staff
ALL	BZ	DS	BD	DV	ED		
		X	X	X			

**Prehearing Officer**

Commissioners						
BZ	DS	BD	DV	ED	ADM	

Commissioners						
BZ	DS	BD	DV	ED	ADM	
		X				

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

**Remarks:** OEP PSC-05-0125-PCO-TP, 1/31/05

Section 1 - Bureau of Records Complete

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to:

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

("O" indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9  
**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff	D Rockette-Gray L Fordham	8	Current CASR revision level	Due Dates	
				Previous	Current
		1.	Testimony - Direct	NONE	02/28/2005
		2.	Testimony - Rebuttal	NONE	04/04/2005
		3.	Prehearing Statements	NONE	04/18/2005
		4.	Notice of Hearing	NONE	04/21/2005
		5.	Prehearing	NONE	05/02/2005
		6.	Transcript of Prehearing Due	NONE	05/05/2005
		7.	Discovery Actions Complete	NONE	05/05/2005
Staff Counsel	D Rockette-Gray L Fordham	8.	Prehearing Order	NONE	05/06/2005
		9.	Hearing	NONE	05/18/2005
		10.	Transcript of Hearing Due	NONE	05/25/2005
		11.	Briefs Due	NONE	06/22/2005
OCRs (CMP)	A Marsh, N Pruitt	12.	Revised CASR Due	NONE	07/26/2005
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Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel X  
 Hearing \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: 02/03/2005

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

**CSKA**  
 Prehearing Officer

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	BD	DV	ED		
		X	X	X			

Commissioners					ADM
BZ	DS	BD	DV	ED	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BIB/rw  
 Date: 02/03/2005

Section 1 - Bureau of Records Completes

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to:

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

("O" indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9		WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770		
Staff Assignments				
OPR Staff	D Rockette-Gray L Fordham	9	Current CASR revision level	Due Dates Previous Current
Staff Counsel	D Rockette-Gray L Fordham	1.	KMC's Response to Sprint's Motion to Compel	NONE 02/25/2005
		2.	Testimony - Direct	SAME 02/28/2005
		3.	Testimony - Rebuttal	SAME 04/04/2005
		4.	Prehearing Statements	SAME 04/18/2005
		5.	Notice of Hearing	SAME 04/21/2005
		6.	Prehearing	SAME 05/02/2005
		7.	Transcript of Prehearing Due	SAME 05/05/2005
		8.	Discovery Actions Complete	SAME 05/05/2005
		9.	Prehearing Order	SAME 05/06/2005
		10.	Hearing	SAME 05/18/2005
		11.	Transcript of Hearing Due	SAME 05/25/2005
OCRs (CMP)	A Marsh, N Pruitt	12.	Briefs Due	SAME 06/22/2005
		13.	Revised CASR Due	SAME 07/26/2005
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Recommended assignments for hearing and/or deciding this case:		31.		
		32.		
Full Commission _____ Commission Panel <u>X</u>		33.		
Hearing _____ Staff _____		34.		
		35.		
Date filed with CCA: <u>02/22/2005</u>		36.		
		37.		
Initials OPR _____		38.		
Staff Counsel _____		39.		
		40.		

Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)						Prehearing Officer					
Commissioners						Commissioners					ADM
ALL	BZ	DS	BD	DV	ED	BZ	DS	BD	DV	ED	
		X	X	X				X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BIB/Ans  
 Date: 02/22/2005

Section 1 - Bureau of Records Complete

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to:

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

("O") indicates OPR

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

Staff Assignments

**Due Dates**

OPR Staff	Staff Assignments	[10] Current CASR revision level	Due Dates		
			Previous	Current	
D Rockette-Gray L Fordham	1. Staff Recommendation		SAME	03/24/2005	
	2. Testimony - Rebuttal		SAME	04/04/2005	
	3. Agenda		SAME	04/05/2005	
	4. Prehearing Statements		SAME	04/18/2005	
	5. Notice of Hearing		SAME	04/21/2005	
	6. Prehearing		SAME	05/02/2005	
	7. Transcript of Prehearing Due		SAME	05/05/2005	
	Staff Counsel D Rockette-Gray L Fordham	8. Discovery Actions Complete		SAME	05/05/2005
		9. Prehearing Order		SAME	05/06/2005
		10. Hearing		SAME	05/18/2005
	OCRs (CMP) A Marsh, N Pruitt	11. Transcript of Hearing Due		SAME	05/25/2005
12. Briefs Due			SAME	06/22/2005	
13. Revised CASR Due			SAME	07/26/2005	
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Recommended assignments for hearing and/or deciding this case:		21.			
Full Commission _____ Commission Panel <u>X</u>		22.			
Hearing _____ Staff _____		23.			
Date filed with CCA: <u>03/24/2005</u>		24.			
Initials OPR _____		25.			
Staff Counsel _____		26.			
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Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)						Prehearing Officer					
Commissioners						Commissioners					ADM
ALL	BZ	DS	BD	DV	ED	BZ	DS	BD	DV	ED	
		X	X	X				X			

Where panels are assigned the senior Commissioner is Panel Chairman:  
 the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is  
 assigned the full Commission decides the case.

Approved: B/B/aw  
 Date: 03/24/2005



# Case Scheduling/Rescheduling Advice

Last Revised 03/28/2005 at 13:17

Page 1 of 1

Printed on 03/28/2005 at 14:08

**To:**

<input checked="" type="checkbox"/> Commissioner Deason	<input checked="" type="checkbox"/> Deputy Executive Director/EXA	<input type="checkbox"/> Economic Regulation Director
<input checked="" type="checkbox"/> Commissioner Bradley	<input checked="" type="checkbox"/> General Counsel Director	<input type="checkbox"/> External Affairs Director
<input checked="" type="checkbox"/> Commissioner Davidson	<input type="checkbox"/> Auditing & Safety Director	<input checked="" type="checkbox"/> Court Reporter
<input type="checkbox"/> Commissioner Edgar	<input checked="" type="checkbox"/> Comm. Clerk & ADM Services	<input checked="" type="checkbox"/> Staff Contact - Anne Marsh
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Competitive Markets/Enforcement	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/>

**From:** Office of Chairman Braulio Baez

**Docket Number:** 041144-TP

**Docket Title:** Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

**1. Schedule Information**

Event	Former Date	New Date	Location	Time
Prehearing Conference	05/02/2005	06/20/2005	Tallahassee, Room 148	1:30 PM - 3:00 PM
Hearing	05/18/2005	07/12/2005	Tallahassee, Room 148	9:30 AM - 5:00 PM

**2. Hearing/Prehearing Assignment Information**

Former Assignments

Current Assignments

**Hearing Officers**

Commissioners						Hearing Exam.	Staff
ALL	BZ	DS	BD	DV	ED		

Commissioners						Hearing Exam.	Staff
ALL	BZ	DS	BD	DV	ED		
		X	X	X			

**Prehearing Officer**

Commissioners						
BZ	DS	BD	DV	ED	ADM	

Commissioners						
BZ	DS	BD	DV	ED	ADM	
		X				

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

**Remarks:** OEP PSC-05-0125-PCO-TP, 1/31/05

Section 1 - Bureau of Records Complete

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_  
 Referred to: \_\_\_\_\_

Expiration: \_\_\_\_\_

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

("O") indicates OPR

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	Staff Assignments	Due Dates	Due Dates	
			Previous	Current
	<u>D Rockette-Gray</u>	<input type="checkbox"/> 11	Current CASR revision level	
	<u>L Fordham</u>			
		1. Staff Recommendation	03/24/2005	04/07/2005
		2. Agenda	04/05/2005	04/19/2005
		3. Standard Order	NONE	05/09/2005
		4. Testimony - Rebuttal	04/04/2005	05/10/2005
		5. Prehearing Statements	04/18/2005	06/06/2005
		6. Notice of Hearing	04/21/2005	06/09/2005
		7. Prehearing	05/02/2005	06/20/2005
Staff Counsel	<u>D Rockette-Gray</u>	8. Transcript of Prehearing Due	05/05/2005	06/23/2005
	<u>L Fordham</u>	9. Discovery Actions Complete	05/05/2005	06/28/2005
		10. Prehearing Order	05/06/2005	06/29/2005
		11. Hearing	05/18/2005	07/12/2005
OCRs (CMP)	<u>A Marsh, N Pruitt</u>	12. Transcript of Hearing Due	05/25/2005	07/19/2005
		13. Briefs Due	06/22/2005	08/16/2005
		14. Revised CASR Due	07/26/2005	09/20/2005
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Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel   
 Hearing  Staff

Date filed with CCA: 03/29/2005

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

*CSRA*

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	BD	DV	ED		
		X	X	X			

Prehearing Officer

Commissioners					ADM
BZ	DS	BD	DV	ED	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: *BB/Am*  
 Date: 03/29/2005

Section 1 - Bureau of Records Completes

Jocket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to:

("O" indicates OPR)

CCA	CMP	ECR	FLL	(GCL)	MMS	PIF	RCA	SCR
	X			X				

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module A9

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff B Keating, L Fordham

13 Current CASR revision level

Due Dates  
 Previous Current

Staff Counsel B Keating, L Fordham

OCRs (CMP) A Marsh, N Pruitt

1.	Staff Recommendation	04/21/2005	05/05/2005
2.	Testimony - Rebuttal	04/04/2005	05/10/2005
3.	Agenda	05/03/2005	05/17/2005
4.	Standard Order	05/23/2005	06/06/2005
5.	Prehearing Statements	04/18/2005	06/06/2005
6.	Notice of Hearing	04/21/2005	06/09/2005
7.	Prehearing	05/02/2005	06/20/2005
8.	Transcript of Prehearing Due	05/05/2005	06/23/2005
9.	Prehearing Order	05/06/2005	06/29/2005
10.	Discovery Actions Complete	06/28/2005	07/05/2005
11.	Hearing	05/18/2005	07/12/2005
12.	Transcript of Hearing Due	05/25/2005	07/19/2005
13.	Briefs Due	06/22/2005	08/16/2005
14.	Revised CASR Due	07/26/2005	09/20/2005
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Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel X  
 Hearing \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: 04/07/2005

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	BD	DV	ED		
		X	X	X			

Prehearing Officer

Commissioners					ADM
BZ	DS	BD	DV	ED	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_  
 Date: Pending 4/11/05

# Case Scheduling/Rescheduling Advice

Last Revised 06/03/2005 at 09:41

Page 1 of 1

Printed on 06/03/2005 at 09:43

**To:**

<input checked="" type="checkbox"/> Commissioner Deason	<input checked="" type="checkbox"/> Deputy Executive Director/EXA	<input type="checkbox"/> Economic Regulation Director
<input checked="" type="checkbox"/> Commissioner Bradley	<input checked="" type="checkbox"/> General Counsel Director	<input type="checkbox"/> External Affairs Director
<input checked="" type="checkbox"/> Commissioner Davidson	<input type="checkbox"/> Auditing & Safety Director	<input checked="" type="checkbox"/> Court Reporter
<input checked="" type="checkbox"/> Commissioner Edgar,	<input checked="" type="checkbox"/> Comm. Clerk & ADM Services	<input checked="" type="checkbox"/> Staff Contact - Anne Marsh
<input checked="" type="checkbox"/> Executive Director	<input checked="" type="checkbox"/> Competitive Markets/Enforcement	<input type="checkbox"/>
<input checked="" type="checkbox"/> Public Information Officer	<input checked="" type="checkbox"/> Consumer Affairs Director	<input type="checkbox"/>

**From:** Office of Chairman Braulio Baez

**Docket Number:** 041144-TP

**Docket Title:** Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

**1. Schedule Information**

Event	Former Date	New Date	Location	Time
Hearing	05/18/2005	07/12/2005	Tallahassee, Room 148	9:30 AM - 5:00 PM

**2. Hearing/Prehearing Assignment Information**

**Hearing Officers**

Former Assignments

Commissioners					Hearing Exam.	Staff
ALL	BZ	DS	BD	DV		
				1		

Current Assignments

Commissioners					Hearing Exam.	Staff
ALL	BZ	DS	BD	DV		
	X	X	X			

**Prehearing Officer**

Commissioners					
BZ	DS	BD	DV		ADM

Commissioners					
BZ	DS	BD	DV		ADM
		X			

Reason for Revision: A. New Assignment 1. Unavailability 2. Good Cause 3. Recused 4. Disqualified 5. See Remarks

**Remarks:** OEP PSC-05-0125-PCO-TP, 1/31/05

Section 1 - Bureau of Records Completes

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to:  
 ('O') indicates OPR)

CCA	CMP	ECR	(GCL)	PIF	RCA	SCR	SGA
	X		X				

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	B Keating, L Fordham	14 Current CASR revision level	Due Dates	
			Previous	Current
		1. Discovery Actions Complete	06/28/2005	07/05/2005
		2. Response to Motion	NONE	09/23/2005
		3. Revised CASR Due	09/20/2005	10/21/2005
		4.		
		5.		
		6.		
		7.		
Staff Counsel	B Keating, L Fordham	8.		
		9.		
		10.		
OCRs (CMP)	N Garcia, L King	11.		
	A Marsh, N Pruitt	12.		
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Recommended assignments for hearing and/or deciding this case:		30.		
		31.		
		32.		
Full Commission _____ Commission Panel <u>X</u>		33.		
Hearing _____ Staff _____		34.		
		35.		
Date filed with CCA: <u>09/20/2005</u>		36.		
		37.		
Initials OPR _____		38.		
Staff Counsel _____		39.		
		40.		

Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)						Prehearing Officer					
Commissioners						Commissioners					ADM
ALL	BZ	DS	BD	ED	--	BZ	DS	BD	ED	--	
	X	X	X					X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: 13B/hws  
 Date: 09/20/2005

Section 1 - Bureau of Records Complete

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to: \_\_\_\_\_

CCA	CMP	ECR	(GCL)	PIF	RCA	SCR	SGA
	X		X				

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff	Staff Assignments	Due Dates	Due Dates	
			Previous	Current
	B Keating, L Fordham	<b>15</b> Current CASR revision level		
		1. Discovery Actions Complete	06/28/2005	07/05/2005
		2. Staff Recommendation	SAME	11/17/2005
		3. Agenda	SAME	11/29/2005
		4. Standard Order	SAME	12/19/2005
		5.		
		6.		
		7.		
Staff Counsel	B Keating, L Fordham	8.		
		9.		
OCRs (CMP)	N Garcia, L King	10.		
	A Marsh, N Pruitt	11.		
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		40.		

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel X  
 Hearing \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: 11/09/2005

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	BD	ED	AR		
	X	X	X				

Prehearing Officer

Commissioners					ADM
BZ	DS	BD	ED	AR	
		X			

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: BB/Amr  
 Date: 11/09/2005

Section 1 - Bureau of Records Complete

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_  
 Referred to: \_\_\_\_\_  
 ("O" indicates OPR)

CCA	CMP	ECR	(GCL)	PIF	RCA	SCR	SGA
	X		X				

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9		WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770			
Staff Assignments					
OPR Staff	P Wiggins, L Fordham	<input checked="" type="checkbox"/> 16	Current CASR revision level	Previous	Current
		1.	Discovery Actions Complete	06/28/2005	07/05/2005
		2.	Staff Recommendation-Motion for reconsideratio	SAME	02/23/2006
		3.	Agenda	SAME	03/07/2006
		4.	Standard Order	SAME	03/27/2006
		5.	Close Docket or Revise CASR	03/31/2006	04/27/2006
		6.			
		7.			
Staff Counsel	P Wiggins, L Fordham	8.			
		9.			
		10.			
OCRs (CMP)	N Garcia, L King	11.			
	A Marsh, N Pruitt	12.			
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		29.			
Recommended assignments for hearing and/or deciding this case:		30.			
		31.			
		32.			
Full Commission _____ Commission Panel <input checked="" type="checkbox"/>		33.			
Hearing _____ Staff _____		34.			
		35.			
Date filed with CCA: <u>02/10/2006</u>		36.			
		37.			
Initials OPR _____		38.			
Staff Counsel _____		39.			
		40.			

Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)						Hrg Exam	Staff
Commissioners							
ALL	ED	DS	AR	CT	TW		
		X					

Prehearing Officer					ADM
Commissioners					
ED	DS	AR	CT	TW	
	X				

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: ED [Signature]  
 Date: 02/10/2006

Section 1 - Bureau of Records Complete:

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to: \_\_\_\_\_

CCA	CMP	ECR	(GCL)	PIF	RCA	SCR	SGA
	X	X	X				

("O" indicates OPR)

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	P Wiggins, L Fordham	17	Due Dates	
			Current CASR revision level	Previous Current
		1.	Staff Recommendation	NONE 04/06/2006
		2.	Agenda (Deferred from 03/07/06 Agenda)	SAME 04/18/2006
		3.	Standard Order	NONE 05/08/2006
		4.	Close Docket or Revise CASR	04/27/2006 06/08/2006
		5.		
		6.		
		7.		
Staff Counsel	P Wiggins, L Fordham	8.		
		9.		
		10.		
OCRs (ECR)	A Marsh	11.		
(CMP)	N Garcia, L King	12.		
	N Pruitt	13.		
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Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel X  
 Hearing \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: 03/22/2006

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	DS	AR	CT	TW		
		X					

Prehearing Officer

Commissioners					ADM
ED	DS	AR	CT	TW	
	X				

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: ED/Am  
 Date: 03/22/2006





Section 1 - Bureau of Records Complete:

Docket No. 041144-TP Date Docketed: 09/24/2004 Title: Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated.

Company: KMC Data LLC  
 KMC Telecom III LLC  
 KMC Telecom V, Inc.  
 Sprint-Florida, Incorporated

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_  
 Last Day to Suspend: \_\_\_\_\_

Referred to:

CCA	CMP	ECR	(GCL)	PIF	RCA	SCR	SGA
	X	X	X				

("O") indicates OPR

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module A9

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
 IT IS TENTATIVE AND SUBJECT TO REVISION.  
 FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	P Wiggins, L Fordham	18	Current CASR revision level	Due Dates	
				Previous	Current
		1.	Staff Recommendation	04/06/2006	05/04/2006
		2.	Agenda (Deferred from 03/07/06 Agenda)	04/18/2006	05/16/2006
		3.	Standard Order	05/08/2006	06/05/2006
		4.	Close Docket or Revise CASR	06/08/2006	07/05/2006
		5.			
		6.			
		7.			
Staff Counsel	P Wiggins, L Fordham	8.			
		9.			
		10.			
OCRs (ECR)	A Marsh	11.			
(CMP)	N Garcia, L King	12.			
	N Pruitt	13.			
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Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_ Commission Panel X  
 Hearing \_\_\_ Staff \_\_\_

Date filed with CCA: 04/13/2006

Initials OPR \_\_\_\_\_  
 Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	ED	DS	AR	CT	TW		
		X					

Prehearing Officer

Commissioners					ADM
ED	DS	AR	CT	TW	
	X				

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
 Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: ED/ [Signature]  
 Date: Pending 4/24/06

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 9.24.04

TO: Susan Masterton

FROM: Henry, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

10408-04

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

0A1144- or (if filed in an undocketed matter) concerning \_\_\_\_\_

KMC attachments, and

filed on behalf of Sprint / Masterton. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION  
CLERK & ADMINISTRATIVE  
SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

September 27, 2004

Susan S. Masterton, Attorney  
Sprint-Florida, Incorporated  
FLTLHO0103  
1313 Blair Stone Road  
Tallahassee, Florida 32301

**Re: Docket No. 041144-TP**

Dear Ms. Masterton:

This will acknowledge receipt of a complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated, which was filed in this office on September 24, 2004, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Bureau of Records

I:\Records\acklet-no-app.doc

DOCUMENT NUMBER DATE  
07626 AUG 23 08  
FPSC-COMMISSION CLERK

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 10-14-04

TO: Flord R. SELF, E39.

FROM: M. Lockard, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

11093-04  
This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.  
041144-TP or (if filed in an undocketed matter) concerning \_\_\_\_\_  
Motion to Dismiss Sprint's Complaint, and  
filed on behalf of KMC. The  
document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 10/15/04

TO: SELF / MESSER

FROM: M. SANDERS, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

11119-04

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

041144-TP or (if filed in an undocketed matter) concerning \_\_\_\_\_

RMC'S MOTION TO DISMISS SPRINT'S COMPLAINT, and

filed on behalf of RMC. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

LAW OFFICES  
**Messer, Caparello & Self**  
A Professional Association

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

DISTRIBUTION CENTER  
04 OCT 27 AM 7:45

October 25, 2004

Ms. Blanca Bayo, Director  
Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

RECEIVED-FRSC  
04 OCT 27 AM 10:01  
COMMISSION  
CLERK

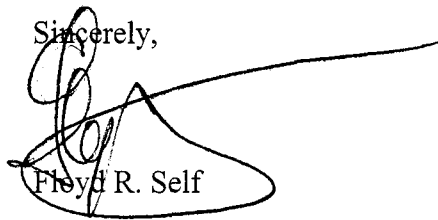
Re: Docket No. 041144-TP

Dear Ms. Bayo:

Please remove Andrew M. Klein, Esq., of the Kelley Drye Law Firm from the Parties of Record list and substitute Eric Soriano, Esq. of the Kelley Drye Law Firm. Edward Yorkgitis, Jr., Esq. should remain on the Parties of Record list.

Thank you for your assistance in this matter.

Sincerely,



Floyd R. Self

FRS/amb

cc: Parties of Record

MEMORANDUM

October 26, 2004

RECEIVED - PSC

04 NOV -1 AM 11:49

COMMISSION  
CLERK

TO: COMMISSIONER J. TERRY DEASON

FROM: OFFICE OF THE GENERAL COUNSEL (ROJAS) *AR*

RE: DOCKET NO. 041114-TP - COMPLAINT OF XO FLORIDA, INC. AGAINST BELL SOUTH TELECOMMUNICATIONS, INC. FOR ALLEGED REFUSAL TO CONVERT CIRCUITS TO UNES; AND REQUEST FOR EXPEDITED PROCESSING.

---

Attached is an ORDER DENYING XO FLORIDA, INC.'S REQUEST FOR EXPEDITED RELIEF, which is ready for your review and signature. Please call Andrea Cowart at 413-6214 or Jason Rojas at 413-6179 when it has been signed.

JPR/anc  
Attachment  
I: 041114denyexpedited.jpr.doc

RECEIVED  
OCT 26 2004  
Florida Public Service Comm.  
Commissioner Deason

Marguerite Lockard

PSC-04-1068-PCO-TP

**From:** Andrea Cowart  
**Sent:** Monday, November 01, 2004 1:58 PM  
**To:** CCA - Orders / Notices; Jason Rojas  
**Subject:** Order / Notice Submitted

**Date and Time:** 11/1/2004 1:54:00 PM  
**Docket Number:** 041114-TP  
**Filename / Path:** 041114denyexpedited.jpr.doc  
**Order Type:** Signed / Hand Deliver

RECEIVED PSC  
NOV - 1 PM 2:02  
COMMISSION  
CLERK

ORDER DENYING  
XO FLORIDA, INC.'S REQUEST FOR EXPEDITED RELIEF

2 pgs

3/0



**Nancy Pruitt**

---

**From:** Nancy Pruitt  
**Sent:** Wednesday, November 10, 2004 9:33 AM  
**To:** Marguerite Lockard  
**Cc:** Dovie Rockette-Gray  
**Subject:** RE: Docket 041144-TP - Confidential DNs 11093-04 & 11119-04

~~FPSC, CLK - CORRESPONDENCE~~  
✓ Administrative Parties Consumer  
DOCUMENT NO. 07626-06  
DISTRIBUTION: \_\_\_\_\_

Marguerite, per Floyd Self's request of October 15, 2004, Document No. 11120-04, please return Confidential Document No. 11093-04 to its source. Thank you.

---

**From:** Marguerite Lockard  
**Sent:** Wednesday, November 10, 2004 9:10 AM  
**To:** Nancy Pruitt  
**Cc:** Dovie Rockette-Gray  
**Subject:** Docket 041144-TP - Confidential DNs 11093-04 & 11119-04

Hi Nancy.

Attached is a letter from Floyd Self dated 10/15/04. Per this letter, are you going to return confidential DN 11093-04 ????. If so, please send a memo to CCA stating so. If not, just reply to this e-mail.

thanks.

11/10/2004

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

November 16, 2004

Floyd R. Self, Esquire  
Messer, Caparello and Self  
Post Office Box 1876  
Tallahassee, Florida 32302-1876

**Re: Return of Confidential Document to the Source, Docket No.041144-TP**

Dear Mr. Self:

Commission staff have advised that Confidential Document No. 11093-04, filed on behalf of KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC can be returned to the source. The document and 15 copies originally filed are enclosed.

Please do not hesitate to contact me if you have any questions concerning this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Kay Flynn".

Kay Flynn, Chief  
Bureau of Records

KF:mhl  
Enclosure

cc: Nancy Pruitt, Division of Competitive Markets and Enforcement  
Dovie Rockette-Gray, Office of the General Counsel

SIGNED FOR BY

A handwritten signature in black ink, appearing to read "J. Greenberg".  
Greenberg

DATE

12/17/04

CCA Official Filing

11/17/2004 3:56 PM\*\*\*\*\*

\*\*\*\*\*

**\*\*Matilda Sanders\*\*\*1**

**Matilda Sanders**

1147-PCO

RECEIVED-APSC

NOV 18 AM 10:46

**From:** Andrea Cowart  
**Sent:** Wednesday, November 17, 2004 3:52 PM  
**To:** CCA - Orders / Notices; Jason Rojas  
**Subject:** Order / Notice Submitted

9

COMMISSION  
CLERK

**Date and Time:** 11/17/2004 3:51:00 PM  
**Docket Number:** 041114-TP  
**Filename / Path:** 041114OEP.jpr.doc  
**Order Type:** Signed / Hand Deliver

Order Establishing Procedure

*attach's online*

3/0

CCA Official Filing  
12/3/2004 11:50 AM\*\*\*\*\*

\*\*\*\*\*

\*\*Matilda Sanders\*\*\*1

**Matilda Sanders**

---

1204-FOF

**From:** LaSandra Givens  
**Sent:** Friday, December 03, 2004 11:48 AM  
**To:** CCA - Orders / Notices  
**Subject:** Order / Notice Submitted

5

**Date and Time:** 12/3/2004 11:48:00 AM  
**Docket Number:** 041144-TP  
**Filename / Path:** 041144OR.DRG.DOC

ORDER DENYING MOTION

State of Florida



**Public Service Commission**  
**-M-E-M-O-R-A-N-D-U-M-**

---

**DATE:** December 8, 2004

**TO:** Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services

**FROM:** Jane Fautot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services

**RE:** DOCKET NO. 041144-TP, AGENDA HELD 11/30/04.

---

**RE:** COMPLAINT AGAINST KMC TELECOM III LLC, KMC TELECOM V, INC., AND KMC DATA LLC FOR ALLEGED FAILURE TO PAY INTRASTATE ACCESS CHARGES PURSUANT TO ITS INTERCONNECTION AGREEMENT AND SPRINT'S TARIFFS AND FOR ALLEGED VIOLATION OF SECTION 364.16(3)(a), F.S., BY SPRINT-FLORIDA, INCORPORATED.

DOCUMENT No: 12743-04, 12/11/04

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, CMP

Acknowledged BY:

A handwritten signature in black ink, appearing to be "JF".

---

JF/rlm

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 12/13/04

TO: Robyn

FROM: Dmenasco, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

13128-04

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

041114-TP or (if filed in an undocketed matter) concerning \_\_\_\_\_

POD No. 1 on CD only, and

filed on behalf of Bell South. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)

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Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

*DM*

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 12/13/04

TO: Vicki Kaufman

FROM: Dmenasco, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

13132-04

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket No.

041114-TP or (if filed in an undocketed matter) concerning \_\_\_\_\_

Responses to Staff's POD's 1+3, and

filed on behalf of XO Fla. Inc.. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 12.16.04

TO: James Meza

FROM: Terry, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

13229-04

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

041114-TP or (if filed in an undocketed matter) concerning \_\_\_\_\_

Resp. to xD 1st Rog #5, and

filed on behalf of BellSouth/Meza. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

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Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)



**Matilda Sanders**

---

**From:** LaSandra Givens  
**Sent:** Monday, December 20, 2004 9:13 AM  
**To:** CCA - Orders / Notices  
**Subject:** Order / Notice Submitted

1 pg

**Date and Time:** 12/20/2004 9:11:00 AM  
**Docket Number:** 041144-TP  
**Filename / Path:** 041144id.drg.doc  
**Notice Type:** Memo for Issuance

Please issue the above referenced notice to all parties of record and interested persons.

4/0

**Marguerite Lockard**

---

**From:** LaSandra Givens  
**Sent:** Monday, January 03, 2005 2:48 PM  
**To:** CCA - Orders / Notices  
**Subject:** Order / Notice Submitted

**Date and Time:** 1/3/2005 2:47:00 PM  
**Docket Number:** 041144-TP  
**Filename / Path:** 041144revised.drg.doc  
**Notice Type:** Memo for Issuance

Please issue the above referenced amended notice of revised issue id to all parties of record and interested persons

4/0

DOCUMENT NO.  
07626-06

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON  
LISA POLAK EDGAR



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 5.11.05

TO: Andrekt D. Shore

FROM: Thermy, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

04610-05

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

041114-TP or (if filed in an undocketed matter) concerning responses  
to Staff's 5th Reg & 5th POD, and

filed on behalf of BellSouth/Shore. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)

STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON  
LISA POLAK EDGAR



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 5-12-05

TO: Vicki Kaufman

FROM: Therry, Division of the Commission Clerk and  
Administrative Services

RE: Acknowledgment of Receipt of Confidential Filing

04644-05

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

04114-TP or (if filed in an undocketed matter) concerning \_\_\_\_\_

3rd RCC Test. & Exh. Gary Case, and

filed on behalf of XQ Comm/Kaufman. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)

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STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON  
LISA POLAK EDGAR



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ADMINISTRATIVE SERVICES  
BLANCA S. BAYO  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

## ACKNOWLEDGMENT

DATE: 5.12.05

TO: Vicki Kaufman  
FROM: Theray, Division of the Commission Clerk and  
Administrative Services  
RE: Acknowledgment of Receipt of Confidential Filing

04646-05

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

04114-TP or (if filed in an undocketed matter) concerning 4th RCC testimony & ach. S. Padgett, and  
filed on behalf of XO Comm/Kaufman. The  
document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

State of Florida



**Public Service Commission**  
**-M-E-M-O-R-A-N-D-U-M-**

---

**DATE:** May 24, 2005

**TO:** Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services

**FROM:** Jane Faurot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services

**RE:** DOCKET NO. 041144-TP, AGENDA HELD 05/17/05.

---

RE: COMPLAINT AGAINST KMC TELECOM III LLC, KMC TELECOM V, INC., AND KMC DATA LLC FOR ALLEGED FAILURE TO PAY INTRASTATE ACCESS CHARGES PURSUANT TO ITS INTERCONNECTION AGREEMENT AND SPRINT'S TARIFFS AND FOR ALLEGED VIOLATION OF SECTION 364.16(3)(a), F.S., BY SPRINT-FLORIDA, INCORPORATED.

DOCUMENT No: 05003-05, 05/23/05

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, CMP

Acknowledged BY:

A handwritten signature in black ink, appearing to be "JF".

---

JF/rlm

State of Florida



## Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

---

**DATE:** June 23, 2005

**TO:** Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services

**FROM:** Jane Faurot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services

**RE:** DOCKET NO. 041144-TP, PREHEARING HELD 06/20/05.

---

**RE:** COMPLAINT AGAINST KMC TELECOM III LLC, KMC TELECOM V, INC., AND KMC DATA LLC FOR ALLEGED FAILURE TO PAY INTRASTATE ACCESS CHARGES PURSUANT TO ITS INTERCONNECTION AGREEMENT AND SPRINT'S TARIFFS AND FOR ALLEGED VIOLATION OF SECTION 364.16(3)(a), F.S., BY SPRINT-FLORIDA, INCORPORATED.

DOCUMENT No: 05927-05, 06/22/05

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, CMP

Acknowledged BY:

A handwritten signature, possibly "Oh", written in black ink.

---

JF/rlm

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

IN RE: Docket No. 041144-TP Complaint )  
against KMC Telecom III LLC, KMC Telecom )  
V, Inc., and KMC Data LLC for alleged failure )  
to pay intrastate access charges pursuant to )  
its interconnection agreement and Sprint's )  
tariffs and for alleged violation of Section )  
364.16(3)(a), F.S., by Sprint-Florida, )  
Incorporated. )

---

**SUBPOENA DUCES TECUM  
FOR DEPOSITION**

**THE STATE OF FLORIDA**

TO Mr. Sam Miller c/o Mary Mastrobattista, Esq., Agilent Technologies, Inc., 395 Page Mill Road, Palo Alto, California 94306.

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at the offices of KMC Telecom, 1755 North Brown Road, Lawrenceville, Georgia 30034-8119, on June 29, 2005, at 1:00 p.m., to testify in this action, and to have with you at that time and place the following: All documents set forth in Exhibit 1, as defined in Attachment 1.

**YOU ARE SUBPOENAED** to appear by the following attorney(s) and, unless excused from this subpoena by these attorneys or the Commission, you shall respond to this subpoena as directed.

**DATED** on June 23, 2005.

Blanca S. Bayó, Director  
Division of the Commission Clerk and  
Administrative Services  
Florida Public Service Commission

By: Kay Flynn  
Kay Flynn, Chief, Bureau of Records

(SEAL)

Floyd Self, Esq.  
Messer, Caparello & Self, P.A.  
215 South Monroe Street, Suite 701  
Tallahassee, Florida 32302  
Attorney for  
KMC Telecom III LLC, KMC Telecom V,  
Inc., and KMC Data LLC



## EXHIBIT 1

All documents prepared for, utilized by, or relied upon by Agilent relating to studies, testimony, and discovery responses prepared for Sprint-Florida Incorporated in Florida Public Service Commission Docket 041144-TP. The term "document" shall be as defined in Attachment 1.

## Attachment 1

The terms "document" and "documentation" shall have the same meaning and scope as contained in the Florida Rules of Civil Procedure, and shall include, without limitation, all written, reported, recorded, magnetic, graphic, photographic matter, however produced or reproduced, which is now, or was at any time, in the possession, custody, or control of your company and its affiliates including, but not limited to, all reports, memoranda, notes (including reports, memoranda, notes of telephone, email or oral conversations and conferences), financial reports, data records, letters, envelopes, telegrams, messages, electronic mail (e-mail), studies, analyses, books, articles, magazines, newspapers, booklets, circulars, bulletins, notices, instructions, accounts, pamphlets, pictures, films, maps, work papers, arithmetical computations, minutes of all communications of any type (including inter- and intra-office communications), purchase orders, invoices, statements of account, questionnaires, surveys, graphs, recordings, video or audio tapes, punch cards, magnetic tapes, discs, data cells, drums, printouts, records of any sort of meeting, invoices, diaries, and other data compilations from which information can be obtained, including drafts of the foregoing items and copies or reproductions of the foregoing upon which notations and writings have been made which do not appear on the originals.

041144-TP

LAW OFFICES  
MESSER, CAPARELLO & SELF, P.A.  
A PROFESSIONAL ASSOCIATION  
215 SOUTH MONROE STREET, SUITE 701  
P.O. BOX 1876  
TALLAHASSEE, FLORIDA 32302-1876  
TELEPHONE: (850) 222-0720  
TELECOPIERS: (850)224-4359; (850)425-1942

RECEIVED-PPSC  
05 JUN 22 PM 3:27  
COMMISSION  
CLERK

**TELECOPY MEMORANDUM**

TO: Division of Records and Reporting FAX PHONE NO.: 413-7118

FROM: Floyd Self DATE: June 22, 2005

SUBJECT/  
MESSAGE:

On behalf of KMC Telecom III LLC, KMC Telecom V, Inc. and KMC Data LLC ("KMC"), I hereby request that the Commission issue a Subpoena for Deposition Duces Tecum for non-parties pursuant to Rule 25-22.045, Florida Administrative Code and Rule 1.310 Florida Rules of Civil Procedure. KMC requests that the Commission issue the following:

1. A Subpoena for Deposition Duces Tecum on: Mr. Sam Miller, c/o Mary Mastrobattista, Esq., Agilent Technologies, Inc. 395 Page Mill Road, Palo Alto, California 94306. The deposition will be held on June 29, 2005 at 1:00 p.m. at the office of KMC Telecom, 1755 North Brown Road Lawrenceville, Georgia 30034-8119. Pursuant to Rule 1.310(b)(1), Florida Rules of Civil Procedure, KMC has also attached to this request, as part of Exhibit "1," a designation of the materials to be produced by Mr. Sam Miller.

Exhibit 1 and Attachment 1 are included with this fax.

Please let me know how much it will cost and when it will be ready. Thank you.

Number of Pages (including this cover page): 4

Contact Person: Ann Bassett

THE INFORMATION CONTAINED IN THIS TELECOPY MESSAGE IS CONFIDENTIAL, ATTORNEY-CLIENT PRIVILEGED INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

Problems with this transmission occur, please call: 850/222-0720

EXHIBIT 1

All documents prepared for, utilized by, or relied upon by Agilent relating to studies, testimony, and discovery responses prepared for Sprint-Florida Incorporated in Florida Public Service Commission Docket 041144-TP. The term "document" shall be as defined in Attachment 1.

## Attachment 1

The terms "document" and "documentation" shall have the same meaning and scope as contained in the Florida Rules of Civil Procedure, and shall include, without limitation, all written, reported, recorded, magnetic, graphic, photographic matter, however produced or reproduced, which is now, or was at any time, in the possession, custody, or control of your company and its affiliates including, but not limited to, all reports, memoranda, notes (including reports, memoranda, notes of telephone, email or oral conversations and conferences), financial reports, data records, letters, envelopes, telegrams, messages, electronic mail (e-mail), studies, analyses, books, articles, magazines, newspapers, booklets, circulars, bulletins, notices, instructions, accounts, pamphlets, pictures, films, maps, work papers, arithmetical computations, minutes of all communications of any type (including inter- and intra-office communications), purchase orders, invoices, statements of account, questionnaires, surveys, graphs, recordings, video or audio tapes, punch cards, magnetic tapes, discs, data cells, drums, printouts, records of any sort of meeting, invoices, diaries, and other data compilations from which information can be obtained, including drafts of the foregoing items and copies or reproductions of the foregoing upon which notations and writings have been made which do not appear on the originals.

**\*\* CCA OFFICIAL DOCUMENT... \*\***

**Kimberley Pena**

---

**From:** Ann Bassett [abassett@lawfla.com]  
**Sent:** Wednesday, June 22, 2005 4:13 PM  
**To:** Kimberley Pena  
**Subject:** Docket 041144-TP - Subpoena for Sam Miller

**Attachments:** subpoena exhibits.doc



subpoena  
hibits.doc (22 K)

**Attached is Exhibit 1 and Attachment 1 as you requested for the Subpoena.**

**The Docket No. is 041144-TP - Sprint Complaint Against KMC**

**Floyd Self said they he would like Mr. Miller to bring copies we can have.**

**Please let me know if you need anything else.**

**Thank you.**

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

## EXHIBIT 1

All documents prepared for, utilized by, or relied upon by Agilent relating to studies, testimony, and discovery responses prepared for Sprint-Florida Incorporated in Florida Public Service Commission Docket 041144-TP. The term "document" shall be as defined in Attachment 1.



## Attachment 1

The terms “document” and “documentation” shall have the same meaning and scope as contained in the Florida Rules of Civil Procedure, and shall include, without limitation, all written, reported, recorded, magnetic, graphic, photographic matter, however produced or reproduced, which is now, or was at any time, in the possession, custody, or control of your company and its affiliates including, but not limited to, all reports, memoranda, notes (including reports, memoranda, notes of telephone, email or oral conversations and conferences), financial reports, data records, letters, envelopes, telegrams, messages, electronic mail (e-mail), studies, analyses, books, articles, magazines, newspapers, booklets, circulars, bulletins, notices, instructions, accounts, pamphlets, pictures, films, maps, work papers, arithmetical computations, minutes of all communications of any type (including inter- and intra-office communications), purchase orders, invoices, statements of account, questionnaires, surveys, graphs, recordings, video or audio tapes, punch cards, magnetic tapes, discs, data cells, drums, printouts, records of any sort of meeting, invoices, diaries, and other data compilations from which information can be obtained, including drafts of the foregoing items and copies or reproductions of the foregoing upon which notations and writings have been made which do not appear on the originals.

State of Florida



**Public Service Commission**  
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

RECEIVED FPSC  
05 JUL - 7 PM 12:04

*ak*  
*10/28*

COMMISSION CLERK  
-M-E-M-O-R-A-N-D-U-M- CORRESPONDENCE  
 Administrative  Parties  Consumer

**DATE:** July 6, 2005  
**TO:** Beth W. Salak, Director, Division of Competitive Markets & Enforcement  
**FROM:** Laura V. King, Public Utilities Supervisor, Division of Competitive Markets & Enforcement  
**RE:** Request to Copy Confidential Information - Docket No. 041144-TP

DOCUMENT NO. 07626-06  
DISTRIBUTION: \_\_\_\_\_

*2*

This is a request to have the print shop make one copy of the confidential documents identified in Table 1. These documents will be discussed at the hearing and will be entered into the record as confidential exhibits. In addition, I would like permission to make 4 copies of the documents listed in Table 2. These documents contain confidential testimony and exhibits to testimony that we believe the Commissioners should have readily available as the witnesses take the stand. If there are any questions, please let me know.

Table - 1 <i>1cc</i>	Table - 2 <i>4ccs</i>
01781-05	02023-05
02678-02	02026-05
02819-05	02033-05
03018-05	03664-05
03445-05	03992-05
04444-05	04554-05
04826-05	04562-0205
05193-05	
05793-05	
05998-05	
02991-05	
02862-05	
02993-05	
02995-05	
02997-05	
03112-05	
03237-05	
03296-05	
03359-05	
04379-05	
04460-05	
04511-05	
04929-05	

cc: M. Lockard  
D. Fordham

**ASR** ACCURATE  
STENOTYPE  
REPORTERS  
INCORPORATED  
CERTIFIED COURT REPORTERS

July 7, 2005

Floyd R. Self, Esquire  
Messer, Caparello & Self  
215 South Monroe Street, Suite 701  
Tallahassee, Florida 32301

Re: Sprint Florida/KMC  
Docket No. 041144-TP

Dear Mr. Self:


Enclosed is your copy of the deposition of Paul Calabro taken in the above matter on June 30, 2005.

Since reading and signing was not waived, we are enclosing an errata sheet and request that your office make arrangements with the witness to read the deposition and make any corrections on the errata sheet.

Please forward the original completed errata sheet to Susan Masterton for attachment to the original transcript. You should also attach a copy to your transcript so that it will be complete.

Thank you for your cooperation in this matter. It was a pleasure working with you.

Sincerely,



Mary A. Neel

/mn

cc: Susan Masterton, Esq.

COMMISSION  
CLERK

05 JUL - 8 AM 8: 50

RECEIVED FPSC

ORIGINAL

LAW OFFICES  
Messer, Caparello & Self  
A Professional Association

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

July 11, 2005

**BY HAND DELIVERY**

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

RECEIVED-FPSC  
05 JUL 11 PM 3:27  
FPSC-COMMISSION CLERK

Re: Docket No. 041144-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC ("KMC") is a copy of the Deposition Transcript of Paul J. Calabro and a copy of the Deposition Transcript of Ronald E. Twine in the above referenced docket.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely yours,

CCA note:  
Transcripts forwarded  
to GCL

Floyd R. Self

- CMP
- COM
- CTR
- ECR
- GCL
- OPC
- MMS
- RCA
- SCR
- SEC
- OTH

FRS/amb  
Enclosures

18

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

Twine  
DOCUMENT NUMBER-DATE  
06514 JUL 11 08  
FPSC-COMMISSION CLERK

Calabro  
DOCUMENT NUMBER-DATE  
06513 JUL 11 08  
FPSC-COMMISSION CLERK

State of Florida



**Public Service Commission**  
**-M-E-M-O-R-A-N-D-U-M-**

---

**DATE:** July 19, 2005

**TO:** Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services

**FROM:** Jane Faurot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services

**RE:** DOCKET NO. 041144-TP, HEARING HELD 07/12/05.

---

**RE:** COMPLAINT AGAINST KMC TELECOM III LLC, KMC TELECOM V, INC., AND KMC DATA LLC FOR ALLEGED FAILURE TO PAY INTRASTATE ACCESS CHARGES PURSUANT TO ITS INTERCONNECTION AGREEMENT AND SPRINT'S TARIFFS AND FOR ALLEGED VIOLATION OF SECTION 364.16(3)(a), F.S., BY SPRINT-FLORIDA, INCORPORATED.

DOCUMENT Nos: 06844-05, 07/18/05 - VOLUME 1  
06845-05, 07/18/05 - VOLUME 2

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, CMP

Acknowledged BY:

A handwritten signature in black ink, appearing to be "JF", written over a horizontal line.

JF/rjm

**Marguerite Lockard**

**From:** Marguerite Lockard  
**Sent:** Tuesday, July 26, 2005 12:56 PM  
**To:** Nancy Pruitt  
**Subject:** RE: Docket No. 041144

ok, thanks.

---

**From:** Nancy Pruitt  
**Sent:** Tuesday, July 26, 2005 12:43 PM  
**To:** Marguerite Lockard  
**Cc:** Nekey Garcia; Ruth McGill; Beth Keating  
**Subject:** RE: Docket No. 041144

FPSC, CLK - CORRESPONDENCE  
\_\_\_Administrative\_\_\_ Parties \_\_\_Consume:\_\_\_  
DOCUMENT NO. 07626-06  
DISTRIBUTION:           

Hi Marguerite,

On July 22, 2005, KMC filed Document No. 07051-05 in which the company withdrew the confidential claim for the exhibits filed on 2/28/05. MBJ-1 is Hearing Exhibit 55, MBJ-2 is Hearing Exhibit 56, and MBJ-5 is Hearing Exhibit 59. Please remove from confidential and place in the public docket file. The 3 exhibits are already in PDF in Document No. 07051-05. Thank you.

---

**From:** Marguerite Lockard  
**Sent:** Tuesday, July 26, 2005 11:27 AM  
**To:** Nancy Pruitt  
**Cc:** Nekey Garcia; Ruth McGill  
**Subject:** Docket No. 041144

Hi Nancy,

Ruth McGill showed me an email from you to Nekey Garcia saying that Hearing Exhibit Nos. 55, 56, and 59 are not confidential any more.

I will need something in writing to the clerk's office to request the documents be declassified and placed in the public docket file.

thanks,  
Marguerite

**Marguerite Lockard**

**From:** Kay Flynn  
**Sent:** Monday, August 01, 2005 2:21 PM  
**To:** Beth Keating  
**Cc:** Marguerite Lockard  
**Subject:** RE: Hearing exhibits

(DN 04554-05) - 041144-TP

Okay, back to the same order!

And if we wait until Wednesday morning we can safely declassify it because the 21 days will have passed and we'll have the order as well as Floyd's e-mail for backup.

Thanks!

**From:** Beth Keating  
**Sent:** Monday, August 01, 2005 2:04 PM  
**To:** Kay Flynn  
**Subject:** RE: Hearing exhibits

Yep. PSC-05-0652-CFO-TP

In the present matter, however, the information at issue does not qualify as "proprietary confidential business information" as defined by Section 364.183(3), Florida Statutes, because it is already in the public domain through the FCC filings. Because the information has already been disclosed in the public domain, it does not qualify for protection, nor is it capable of being protected, by an Order granting confidentiality. This Commission does not have the power to "unring a bell."

**From:** Kay Flynn  
**Sent:** Monday, August 01, 2005 1:58 PM  
**To:** Beth Keating  
**Cc:** Lee Fordham  
**Subject:** RE: Hearing exhibits

Thanks again...

Was the decision to find FCC documents public a decision that the PSC made?

**From:** Beth Keating  
**Sent:** Monday, August 01, 2005 1:55 PM  
**To:** Kay Flynn  
**Cc:** Lee Fordham  
**Subject:** FW: Hearing exhibits

Kay, additional follow-up. See e-mail in chain below from Floyd referencing MJB-8.

**From:** Beth Keating  
**Sent:** Monday, July 11, 2005 5:08 PM

**To:** Laura King  
**Subject:** RE: Hearing exhibits

Thanks!

---

**From:** Laura King  
**Sent:** Monday, July 11, 2005 5:08 PM  
**To:** 'Floyd Self'; Susan Masterton  
**Cc:** Beth Keating  
**Subject:** RE: Hearing exhibits

MBJ-7 and TEP- 1 & 2 have been removed from the exhibit list.

MBJ-8 is now shown as a public exhibit.

I will continue to update the list as necessary and will be sure you both have updated copies at the hearing.

---

**From:** Floyd Self [mailto:fself@lawfla.com]  
**Sent:** Monday, July 11, 2005 4:55 PM  
**To:** Susan Masterton; Beth Keating  
**Cc:** Laura King  
**Subject:** Hearing exhibits

Beth,

A couple more corrections to the exhibit list:

Marva's Exhibit MBJ-7 will be withdrawn. This goes to the counterclaim that I agree should be dropped.

Marva's Exhibit MBJ-8 would not be confidential in view of the decision to find the FCC documents public.

Twine's TEP-1 and TEP-2 can be withdrawn given the withdrawal of the counterclaim testimony.

Thanks.

\*\*\*\*\*

Floyd R. Self, Esq.  
Messer, Caparello & Self, P.A.  
Direct Phone: 850-425-5213  
Email Address: <[fself@lawfla.com](mailto:fself@lawfla.com)>  
Web Address: <[www.lawfla.com](http://www.lawfla.com)>

\*\*\*\*\*

>>> "Beth Keating" <[BKeating@PSC.STATE.FL.US](mailto:BKeating@PSC.STATE.FL.US)> 7/11/2005 4:11:36 PM >>>  
Here is the latest revised list. Let me know if you see anything awry. Thanks!

---

**From:** Laura King  
**Sent:** Monday, July 11, 2005 4:11 PM  
**To:** Beth Keating



MEMORANDUM

AUGUST 1, 2005

TO: COMMISSIONER RUDLOPH "RUDY" BRADLEY  
FROM: OFFICE OF THE GENERAL COUNSEL (B. KEATING) *BK*  
RE: DOCKET NO. 041144-TP - COMPLAINT AGAINST KMC TELECOM III  
LLC, KMC TELECOM V, INC., AND KMC DATA LLC FOR ALLEGED  
FAILURE TO PAY INTRASTATE ACCESS CHARGES PURSUANT TO ITS  
INTERCONNECTION AGREEMENT AND SPRINT'S TARIFFS AND FOR  
ALLEGED VIOLATION OF SECTION 364.16(3)(A), F.S., BY SPRINT-  
FLORIDA, INCORPORATED.

---

Attached is an ORDER GRANTING, IN PART, AND DENYING, IN PART,  
REQUEST FOR CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 07053-05  
(CROSS-REFERENCED DOCUMENT NO. 02023-05) which is ready for your review and  
signature. Please call Jackie Schindler or Beth Keating when it has been signed.

*TO CCA 8/5 late pm.*

BK/js  
Attachment  
I:\2004\041144-BK\secondkmcconf.mem.doc

Marguerite Lockard

PSC-05-0810-CFO-TP

**From:** Jackie Schindler  
**Sent:** Thursday, August 04, 2005 3:51 PM  
**To:** CCA - Orders / Notices; Beth Keating  
**Subject:** Order / Notice Submitted

RECEIVED - SC  
AUG -5 AM 10: 53

**Date and Time:** 8/4/2005 3:49:00 PM  
**Docket Number:** 041144-tp  
**Filename / Path:** secondkmconf.doc  
**Order Type:** Signed / Hand Deliver

COMMISSION  
CLERK

4pg

An ORDER GRANTING IN PART AND DENYING IN PART REQUEST FOR CONF. CLASS. FOR DN 07053-05 has been SIGNED and moved to GC Orders for issuance on Friday.

The signed order will come to you on the first run on Friday.

js

S/O

Marguerite Lockard

**From:** Nancy Pruitt  
**Sent:** Friday, August 05, 2005 3:33 PM  
**To:** Beth Keating; Laura King; Marguerite Lockard  
**Subject:** FW: 041144-TP, Doc. No. 07323-05

FYI

**From:** Nancy Pruitt  
**Sent:** Friday, August 05, 2005 3:29 PM  
**To:** Nekey Garcia  
**Subject:** 041144-TP, Doc. No. 07323-05

Document No. 07323-05 withdraws the confidential claims for various filings by KMC.

Per Document No. 07323-05 please copy KMC's responses to Sprint's Interrogatories, Nos. 10 and 14 from the confidential filing of March 28, 2005, 02997-05, and place in the non-confidential discovery book. In the same filing, 02997-05, please copy bates numbers 303 through 322 of KMC's response to Sprint's Interrogatory 15 and put in non-confidential discovery book. The rest of 15 is still confidential.

Per Document No. 07323-05 please copy KMC's response to Sprint's Interrogatory 40 from the confidential filing of March 30, 2005, 03112-05, and place in the non-confidential discovery book.

Per Document No. 07323-05 please copy KMC's response to Staff's POD 5 from the confidential filing of May 9, 2005, 04511-05, and place in the non-confidential discovery book. Document No. 07323-05 has the incorrect date of May 4 for this response to staff's POD 5.

Thank you

**Marguerite Lockard**

**From:** Nancy Pruitt  
**Sent:** Wednesday, August 10, 2005 4:00 PM  
**To:** Nekey Garcia  
**Cc:** Marguerite Lockard; Laura King  
**Subject:** 041144-TP Remove from confidential

041144-TP  
FPSC, CLK - CORRESPONDENCE  
✓ Administrative Parties Consumer  
DOCUMENT NO. 07626-06  
DISTRIBUTION: \_\_\_\_\_

Nekey, Document No. 04444-05 was Sprint's confidential responses to Staff's Interrogatory 8 and attachments to Staff's Interrogatories 6 & 9.

According to Sprint's 8/1/05 filing of 07411-05, the attachments to staff's #6 are no longer confidential. Please remove #6 from the confidential filings and place in our discovery book.

Thank you.

State of Florida



**Public Service Commission**  
**-M-E-M-O-R-A-N-D-U-M-**

---

**DATE:** September 9, 2005  
**TO:** Blanca Bayó, Director, Commission Clerk and Administrative Services  
**FROM:** Jane Faurot, Chief, Office of Hearing Reporter Services  
**RE:** DOCKET NO. 041144-TP, HEARING HELD 07/12/05.

---

Attached for filing are Exhibits 1 through 63 representing a complete filing of the exhibits identified and admitted into the record during the proceedings held in the above docket.

Acknowledged BY:

A handwritten signature in black ink, appearing to be "JF", written over a horizontal line.

JF/rlm

State of Florida



**Public Service Commission**  
**-M-E-M-O-R-A-N-D-U-M-**

---

**DATE:** October 26, 2005

**TO:** Blanca S. Bayó, Director, Division of the Commission Clerk and Administrative Services

**FROM:** Jane Fautot, Chief, Office of Hearing Reporter Services, Division of the Commission Clerk and Administrative Services

**RE:** DOCKET NO. 041144-TP, AGENDA HELD 10/18/05.

---

RE: COMPLAINT AGAINST KMC TELECOM III LLC, KMC TELECOM V, INC., AND KMC DATA LLC FOR ALLEGED FAILURE TO PAY INTRASTATE ACCESS CHARGES PURSUANT TO ITS INTERCONNECTION AGREEMENT AND SPRINT'S TARIFFS AND FOR ALLEGED VIOLATION OF SECTION 364.16(3)(a), F.S., BY SPRINT-FLORIDA, INCORPORATED.

DOCUMENT No: 10358-05, 10/25/05

The transcript for the above proceedings has been completed and is forwarded for placement in the docket file, including attachments.

Please note that Staff distribution of this transcript was made to:

LEGAL, CMP

Acknowledged BY:

A handwritten signature, possibly "Oh", written in black ink.

---

JF/rlm

Matilda Sanders

06-0041-PCD

**From:** Jackie Schindler  
**Sent:** Tuesday, January 17, 2006 10:42 AM  
**To:** CCA - Orders / Notices; Lee Fordham  
**Subject:** Order / Notice Submitted

2

**Date and Time:** 1/17/2006 10:41:00 AM  
**Docket Number:** 041144-tp  
**Filename / Path:** extendrecon.doc  
**Order Type:** Signed / Hand Deliver

RECEIVED  
JAN 17 AM 10:43  
COMMISSION  
CLERK

An order granting sprint's motion for extension of time to file response has been moved to gc orders for issuance today.  
js

5/0

Marguerite Lockard

PSC-06-0417-AS-TP

**From:** Jackie Schindler  
**Sent:** Thursday, May 18, 2006 10:16 AM  
**To:** CCA - Orders / Notices; Lee Fordham  
**Subject:** Order / Notice Submitted

**Date and Time:** 5/18/2006 10:15:00 AM  
**Docket Number:** 041144-tp  
**Filename / Path:** acknowledge settlement.doc

3 pg

An Order Acknowledging Settlement has been moved to GC Orders for issuance today.

Thanks.

js

4/1

2 certified.



COMMISSIONERS:  
LISA POLAK EDGAR, CHAIRMAN  
J. TERRY DEASON  
ISILIO ARRIAGA  
MATTHEW M. CARTER II  
KATRINA J. TEW

STATE OF FLORIDA



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

June 19, 2006

Susan S. Masterton, Esquire  
Sprint – Law/External Affairs  
FLTLH00107  
Post Office Box 2214  
Tallahassee, Florida 32316-2214

**Re: Return of Confidential Documents to the Source, Docket No. 041144-TP**

Dear Ms. Masterton:

Commission staff have advised that Confidential Documents listed below, filed on behalf of Sprint, can be returned to the source.

10408-04	01781-05	02033-05	02678-05	02819-05	03018-05
03445-05	03664-05	03992-05	04444-05	04562-05	04826-05
05193-05	05793-05	05998-05	06424-05	06483-05	06484-05
06484-05	06557-05	06559-05	06560-05	06561-05	06564-05
06565-05	06566-05	06567-05	06568-05	06580-05	06780-05
07407-05	07476-05				

The documents are enclosed.

Page 2  
June 19, 2006

Please do not hesitate to contact me if you have any questions concerning return of this material.

Sincerely,

  
Kay Flynn  
Chief of Records

KF:mhl  
Enclosure

cc: Nancy Pruitt, Division of Competitive Markets and Enforcement  
Patrick Wiggins, Office of the General Counsel

RECEIVED Carol Donovan DATE 6/19/06

COMMISSIONERS:  
LISA POLAK EDGAR, CHAIRMAN  
J. TERRY DEASON  
ISILIO ARRIAGA  
MATTHEW M. CARTER II  
KATRINA J. TEW

STATE OF FLORIDA



DIVISION OF THE COMMISSION CLERK &  
ADMINISTRATIVE SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

# Public Service Commission

June 19, 2006

Floyd R. Self, Esquire  
Messer, Caparello & Self  
Post Office Box 1876  
Tallahassee, Florida 32302-1876

**Re: Return of Confidential Documents to the Source, Docket No. 041144-TP**

Dear Mr. Self:

Commission staff have advised that Confidential Documents listed below, filed on behalf of KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC, can be returned to the source.

11119-04	02023-05	02026-05	02029-05	02862-05	02991-05
02993-05	02995-05	02997-05	03237-05	03296-05	03359-05
04379-05	04460-05	04929-05	06418-05	06511-05	06542-05
06558-05	06562-05	06563-05	06569-05	07053-05	

The documents are enclosed.

Please do not hesitate to contact me if you have any questions concerning return of this material.


Sincerely,

  
Kay Flynn  
Chief of Records

KF:mhl  
Enclosure

cc: Nancy Pruitt, Division of Competitive Markets and Enforcement  
Patrick Wiggins, Office of the General Counsel

RECEIVED



DATE

6/30/06

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PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)