

**MOYLE, FLANIGAN, KATZ, RAYMOND, WHITE & KRASKER, P.A.**  
ATTORNEYS AT LAW

The Perkins House  
118 North Gadsden Street  
Tallahassee, Florida 32301

Telephone: (850) 681-3828  
Facsimile: (850) 681-8788

Vicki Gordon Kaufman  
E-mail: vkaufman@moylslaw.com

Wellington Office  
(561) 227-1560  
West Palm Beach Office  
(561) 659-7500

September 29, 2006

**Via E-mail**

Ms. Blanca Bayo  
Florida Public Service Commission  
2450 Shumard Oak Boulevard  
Tallahassee, FL 32399

Re: Docket No. 041338-TP

Dear Ms. Bayo:

The parties report that the remaining issues identified in both phases of the Generic Hot Cut Docket (FPSC Docket No. 041338-TP) have been resolved, are currently under resolution or have been withdrawn. The parties agree to the closing of FPSC Docket No. 041338-TP.

This letter of agreement between CLECs and BellSouth comes with BellSouth's commitment to continue collaborating with CLECs in the resolution of any implementation issues that may arise regarding the issues presented in the docket. Further, the parties agree that the dismissal of the docket cannot be used as a defense against any claim a party might bring in a subsequent proceeding regarding matters not resolved by the hot cut settlement agreement or the implementation referred to above or BellSouth's disconnect fees; however, the parties retain any other available defense to such a proceeding.

The parties thank the Commission Staff for their patience while the parties worked through these issues. Please let us know if you have any questions or concerns.

Sincerely,

/s/Vicki Gordon Kaufman  
Vicki Gordon Kaufman

VGK/pg

cc: Parties of Record