

Dorothy Menasco

From: Ann Bassett [abassett@lawfla.com]
Sent: Tuesday, August 21, 2007 3:37 PM
To: Filings@psc.state.fl.us
Subject: Docket 070552-TP
Attachments: 2007-08-21, MetroPCS Voluntary Dismissal of GTC, TDS and NEFCOM.pdf

The person responsible for this electronic filing is:

Floyd R. Self
Messer, Caparello & Self, P.A.
P.O. Box 15579
Tallahassee, FL 32317
(850) 222-0720
fself@lawfla.com

The Docket No. is 070552-TP - Petition and complaint for expedited proceeding or, alternatively, petition and complaint or petition for declaratory statement, by MetroPCS Florida, LLC, requiring BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast; TDS Telecom d/b/a TDS Telecom/Quincy Telephone; Windstream Florida, Inc.; Northeast Florida Telephone Company d/b/a NEFCOM; GTC, Inc. d/b/a GT Com; Smart City Telecommunications, LLC d/b/a Smart City Telecom; ITS Telecommunications Systems, Inc.; and Frontier Communications of the South, LLC, to submit agreements for transit services provided by AT&T Florida for approval.

This is being filed on behalf of MetroPCS Florida, LLC

Total Number of Pages is 7

MetroPCS' Voluntary Dismissal of GTC, Inc. d/b/a Fairpoint Communications (Formerly Known as GT COM), TDS Telecom d/b/a TDS Telecom/Quincy Telephone and Northeast Florida Telephone Company d/b/a NEFCOM

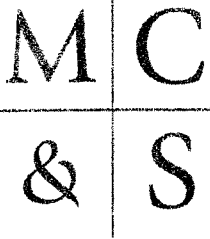
Ann Bassett
Messer, Caparello & Self, P.A.
2618 Centennial Place (32308)
P.O. Box 15579
Tallahassee, FL 32317
Direct Phone: 850-201-5225
Fax No. 850-224-4359
Email Address: <abassett@lawfla.com>
Web Address: <www.lawfla.com>

8/21/2007

DOCUMENT NUMBER-DATE

07434 AUG 21 5

FPSC-COMMISSION CLERK



MESSER CAPARELLO & SELF, P.A.

Attorneys At Law

www.lawfla.com

August 21, 2007

BY ELECTRONIC FILING

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

Re: Docket No. 070552-TP

Dear Ms. Cole:

Enclosed for filing on behalf of MetroPCS Florida, LLC ("MetroPCS") is an electronic version of MetroPCS' Voluntary Dismissal of GTC, Inc. d/b/a Fairpoint Communications (formerly known as GT Com), TDS Telecom d/b/a TDS Telecom/Quincy Telephone and Northeast Florida Telephone Company d/b/a NEFCOM in the above referenced docket.

Thank you for your assistance with this filing.

Sincerely yours,


Floyd R. Self

FRS/amb
Enclosure

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition and complaint for expedited)
proceeding or, alternatively, petition and)
complaint or petition for declaratory statement,)
by MetroPCS Florida, LLC, requiring BellSouth)
Telecommunications, Inc. d/b/a AT&T Florida) Docket No. 070552-TP
d/b/a AT&T Southeast; TDS Telecom d/b/a)
TDS Telecom/Quincy Telephone; Windstream) Filed: August 21, 2007
Florida, Inc.; Northeast Florida Telephone)
Company d/b/a NEFCOM; GTC, Inc. d/b/a)
GT Com; Smart City Telecommunications, LLC)
d/b/a Smart City Telecom; ITS Telecommunications)
Systems, Inc.; and Frontier Communications of the)
South, LLC, to submit agreements for transit)
services provided by AT&T Florida for approval.)
_____)

**VOLUNTARY DISMISSAL OF GTC, INC. D/B/A FAIRPOINT COMMUNICATIONS
(FORMERLY KNOWN AS GT COM), TDS TELECOM D/B/A
TDS TELECOM/QUINCY TELEPHONE AND NORTHEAST FLORIDA
TELEPHONE COMPANY D/B/A NEFCOM**

METROPCS FLORIDA, LLC ("MetroPCS") hereby voluntarily dismisses without prejudice GTC, Inc. d/b/a FairPoint Communications (formerly known as GT Com), TDS Telecom d/b/a TDS Telecom/Quincy Telephone, and Northeast Florida Telephone Company d/b/a NEFCOM. These parties have represented to MetroPCS in the attached letters that they have no transit agreement with AT&T, and this dismissal is based solely upon these representations. MetroPCS, however, notes that to the extent any of these carriers have transit traffic with AT&T with no agreement, by default the carriers would have a bill and keep arrangement with AT&T which should be available to other carriers. However, since the purpose of this docket is limited to the filing and approval of written transit agreements, a dismissal of these three carriers is appropriate at this time given their present representations.

MetroPCS reserves the right to add these parties at a later time if such representations are not correct.

Respectfully submitted,



FLOYD R. SELF
MESSER, CAPARELLO & SELF, P. A.
Post Office Box 15579
Tallahassee, FL 32317
(850) 222-0720

CHARLES V. GERKIN, JR.
FRIEND, HUDAK & HARRIS, LLP
Three Ravinia Drive, Suite 1450
Atlanta, Georgia 30346
(770) 399-9500

Attorneys for MetroPCS Florida, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served by Electronic Mail (*) and/or U. S. Mail this 21st day of August, 2007 upon the following:

Patrick Wiggins, Esq.*
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Kenneth A. Hoffman, Esq.*
Rutledge, Ecenia, Purnell & Hoffman
215 S. Monroe Street, Suite 420
Tallahassee, FL 32301

Jeffrey Wahlen, Esq.*
Ausley & McMullen, P.A.
227 S. Calhoun Street
Tallahassee, FL 32301

Mr. Greg Follensbee
BellSouth Telecommunications, Inc.
d/b/a AT&T Florida d/b/a AT&T Southeast
150 South Monroe Street, Suite 400
Tallahassee, FL 32301-1556

TDS Telecom
d/b/a TDS Telecom/Quincy Telephone
107 West Franklin Street
Quincy, FL 32351-2310

Windstream Florida, Inc.
6867 Southpoint Drive, North, Suite 103
Jacksonville, FL 32216-8005

Northeast Florida Telephone Company
d/b/a NEFCOM
505 Plaza Circle, Suite 200
Orange Park, FL 32073-9409

GTC, Inc. d/b/a GT Com
Post Office Box 220
Port St. Joe, FL 32457-0220

Smart City Telecommunications, LLC
d/b/a Smart City Telecom
Post Office Box 22555
Lake Buena Vista, FL 32830-2555

ITS Telecommunications Systems, Inc.
Post Office Box 277
Indiantown, FL 34956-0277

Frontier Communications of the South, LLC
300 Bland Street
Bluefield, WV 24701-3020



FLOYD R. SELF

RUTLEDGE, ECENIA, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA
RICHARD M. ELLIS
KENNETH A. HOFFMAN
LORENA A. HOLLEY
MICHAEL G. MAIDA
MARTIN P. McDONNELL
J. STEPHEN MENTON

POST OFFICE BOX 551, 32302-0551
215 SOUTH MONROE STREET, SUITE 420
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6788
TELECOPIER (850) 681-6515

R. DAVID PRESCOTT
HAROLD F. X. PURNELL
MARSHA E. RULE
GARY R. RUTLEDGE
MAGGIE M. SCHULTZ

GOVERNMENTAL CONSULTANTS
PARSONS B. HEATH
MARGARET A. MENDUNI

August 8, 2007

Floyd R. Self, Esq.
Messer, Caparello & Self, P.A.
2618 Centennial Place
P. O. Box 15579
Tallahassee, Florida 32317

VIA TELECOPIER AND U. S. MAIL

Re: Docket No. 070552-TP

Dear Floyd:

This letter will confirm that GTC, Inc. d/b/a FairPoint Communications (formerly known as GT Com) is not a party to a transit traffic agreement or any other agreement addressing transit traffic with BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast.

Consistent with our previous discussion, please file a notice of dismissal of the Petition and Complaint filed in the above-referenced docket against GT Com.

Thank you for your cooperation and assistance.

Sincerely,



Kenneth A. Hoffman

KAH/rl
cc: Mr. Mark Ellmer
James Meza, Esq.

nftc/selfitr.aug0707

RECEIVED

AUG 10 2007

FLOYD R. SELF

RUTLEDGE, ECENIA, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA
RICHARD M. ELLIS
KENNETH A. HOFFMAN
LORENA A. HOLLEY
MICHAEL G. MAIDA
MARTIN P. McDONNELL
J. STEPHEN MENTON

POST OFFICE BOX 551, 32302-0551
215 SOUTH MONROE STREET, SUITE 420
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6768
TELECOPIER (850) 681-6515

R. DAVID PRESCOTT
HAROLD F. X. PURNELL
MARSHA E. RULE
GARY R. RUTLEDGE
MAGGIE M. SCHULTZ
GOVERNMENTAL CONSULTANTS
PARSONS B. HEATH
MARGARET A. MENDUNI

August 16, 2007

Floyd R. Self, Esq.
Messer, Caparello & Self, P.A.
2618 Centennial Place
P. O. Box 15579
Tallahassee, Florida 32317

VIA TELECOPIER AND U. S. MAIL

Re: Docket No. 070552-TP

Dear Floyd:

This letter will confirm that TDS Telecom d/b/a TDS Telecom/Quincy Telephone ("TDS Telecom") is not a party to a transit traffic agreement or any other agreement addressing transit traffic with BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast.

Consistent with our previous discussion, please file a notice of dismissal of the Petition and Complaint filed in the above-referenced docket against TDS Telecom.

Thank you for your cooperation and assistance.

Sincerely,



Kenneth A. Hoffman

KAH/rl
cc: Mr. Thomas M. McCabe
James Meza, Esq.
nftc/sciftr.aug1607

RUTLEDGE, ECENIA, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA
RICHARD M. ELLIS
KENNETH A. HOFFMAN
LORENA A. HOLLEY
MICHAEL G. MAIDA
MARTIN P. McDONNELL
J. STEPHEN MENTON

POST OFFICE BOX 551, 32302-0551
215 SOUTH MONROE STREET, SUITE 420
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6788
TELECOPIER (850) 681-6515

R. DAVID PRESCOTT
HAROLD F. X. PURNELL
MARSHA E. RULE
GARY R. RUTLEDGE
MAGGIE M. SCHULTZ
GOVERNMENTAL CONSULTANTS
PARSONS B. HEATH
MARGARET A. MENDUNI

August 7, 2007

Floyd R. Self, Esq.
Messer, Caparello & Self, P.A.
2618 Centennial Place
P. O. Box 15579
Tallahassee, Florida 32317

Re: Docket No. 070552-TP

Dear Floyd:

Following up on our discussion yesterday afternoon, this letter will confirm that Northeast Florida Telephone Company d/b/a NEFCOM is not a party to a transit traffic agreement or any other agreement addressing transit traffic with BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast.

Per our discussion, MetroPCS Florida, LLC will file a notice of dismissal of its Petition and Complaint filed in the above-referenced docket against Northeast Florida Telephone Company d/b/a NEFCOM.

Thank you for your cooperation and assistance.

Sincerely,



Kenneth A. Hoffman

KAH/rl
cc: Ms. Débi Nobles
nftc/selfltr.aug0707

RECEIVED

AUG 08 2007

FLOYD R. SELF