## Mintz Levin

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February 22, 2008

## Via Hand Delivery

Ms. Ann Cole Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re:

Docket No. 070736-TP

Petition of Intrado Communications Inc. for Arbitration Pursuant to Section 252(b) of the Communications Act of 1934, as amended, and Section 364.162, Florida Statutes to Establish an Interconnection Agreement with BellSouth Telecommunications, Inc. d/b/a AT&T Florida

Dear Ms. Cole:

Intrado Communications Inc. ("Intrado Comm"), by its attorneys, hereby respectfully replies to the February 19, 2008 letter submitted by BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T") in the above-referenced docket. Intrado Comm files this letter to correct AT&T's mischaracterization of the pending arbitration proceedings between the Parties in North Carolina and Alabama.

Contrary to AT&T's claims, the Parties have begun to move forward with the arbitration proceedings in North Carolina and Alabama, which supports the establishment of a similar schedule in Florida. The North Carolina Utilities Commission has established a schedule for the filing of testimony and a joint issues matrix, with additional filing deadlines to be established in late March. Similarly, the Alabama Public Service Commission requires pre-filed testimony to be included with the petition for arbitration and rebuttal testimony to be included with the response filed to the petition for arbitration. Intrado Comm made a timely request for extension of the deadline to file its pre-filed testimony in Alabama and has since made its filing consistent with that request. AT&T has not yet filed its testimony.

In short, much of what needs to be done in Florida, such as discovery, pre-filed testimony, issues matrix, etc., will exist in some adaptable format due to filings that have or will be made in the near future in the other states in which arbitration schedules have been established. It is therefore appropriate at this stage to establish a full procedural schedule in Florida. Calendaring Intrado Comm's petition for arbitration will provide public safety organizations the assurances they need that the Florida Public Service Commission is moving expeditiously to ensure a real competitive option for the provision of E911 services.

## Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

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Please contact the undersigned with any questions concerning this filing.

Respectfully submitted,

Cherie R. Kiser

Counsel to Intrado Communications Inc.

cc: Lee Eng Tan

Laura King Charlene Poblete Phillip Carver, AT&T

Gregory Follensbee, AT&T Florida

Rebecca Ballesteros

Floyd Self

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by Electronic Mail and U.S. Mail this 22<sup>nd</sup> day of February, 2008.

Lee Eng Tan, Esq. Charlene Poblete, Esq. Office of the General Counsel Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

Ms. Laura King Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

Karon Ferguson/Annamarie Lemoine c/o Mr. Gregory Follensbee AT&T Florida Inc. 150 South Monroe Street, Suite 400 Tallahassee, FL 32303-1556

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