## REQUEST FOR CHANGE TO AGENDA CONFERENCE HAND DELIVER

Date of	Request: 8/14/2008	B Date	of Agenda Conf	ference: <u>8</u>	/19/2008	Iten	n No. <u>8</u>	
Docket	No.: 070348-TX	Bértéfarre.	Brief Title: Pe	atition for De	signation as ET	C by Swiftel Ll	_C	
Reque	sted by:	Staff	X	Other		(Name)	Swiftel	
PI	lease attach a copy of the	e written documenta	ntion filed (IF OTHER	र)		(Marrie)		
STAFF	's Recommendation to	Executive Suite	(IF OTHER)	$\boxtimes$	Approve Rec	quest	Deny Re	quest
ΑСΤΙΟ	N REQUESTED [see	APM 2.11]						
$\boxtimes$	Defer Item to Agenda So	cheduled	Date	: _9/29/2008	J	n-1		
	Change Order of Item or	r Take Up at Time (	Certain					
	Withdraw Item (not expe	ected to return to Ag	genda)					
	Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) A copy of the front page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.							
	Add Item to Published Agenda [see Section 120.525(2), F.S.] - Issue an ADDENDUM and give Legal NOTICE							
	Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] – Issue an ADDENDUM and Give Fair NOTICE							
Concise explanation, justification or comments (attach additional sheet if necessary):								
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Signat	ure (Technical Staff): ure (Legal Staff): UTIVE DIRECTOR:	Sun to	olle NED	ng Mala	Initials (Divisio - Initials (Gener	on Director or [ ral Counsel or ]	<u>-</u>	ans
Recommendation to the Chairman's Office						equest 📙 80		
Initials: MAB Date: 8/15					<u>8/15/0</u>	8	<u>&gt;</u>	
Comm CHAI Initials	RMAN's OFFICE:				Approve Red Date:	quest	Deny Re	DCUMENT NUMBER-
Office	tive Suite will send the takes action on this re- ed to the docket.							

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Swiftel LLC for ) Designation as Eligible ) Telecommunications Carrier (ETC) and ) Request for Expedited Resolution ) Docket No. 070348-TX Filed: August 13, 2008

### SWIFTEL LLC'S REQUEST FOR POSTPONEMENT

Swiftel LLC ("Swiftel"), by and through their undersigned attorneys, hereby respectfully move for a postponement of consideration of this matter to on or after the September 16, 2008, Agenda Conference and states as follows:

1. On August 7, 2008, the Commission issued a notice that a matter in this docket would be considered at the August 19, 2008, Conference Agenda.

2. Undersigned counsel was engaged by Swiftel today, August 13, 2008.

3. Swiftel petitioned for designation as an eligible telecommunications carrier on May

30, 2007. This matter has therefore been pending for more than 14 months.

4. On August 7, 2008, the Commission Staff issued a recommendation that Swiftel's petition should not be granted. That recommendation identifies a number of specific deficiencies in Swiftel's petition.

5. Given the technical nature of those deficiencies, Swiftel submits respectfully that Commission time and resources could, and should, be conserved by first having Swiftel review the items with staff, as opposed to a lengthy review before the full Commission.

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6. The undersigned submits that during such review there is a substantial likelihood the items may be resolved without the need to burden the full Commission. That resolution would then lead to a more expedited review at any future Agenda Conference.

7. As this matter has been pending for quite some time, an additional short postponement will not result in any adverse consequences. Additionally, the postponement will not result in prejudice as there are no procedural nor statutory deadlines at issue nor any critical dates associated with this docket.

8. Undersigned counsel has conferred with Commission staff regarding this matter to schedule an appropriate meeting.

WHEREFORE, based on the foregoing, Swiftel respectfully requests this matter be postponed until on or after the September 16, 2008, Agenda Conference.

Respectfully submitted,

#### SWIFTEL LLC

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Attorneys for Swiftel LLC

# **CERTIFICATE OF SERVICE**

. . . .

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served via U.S. Mail First Class and Electronic Mail to the persons listed below this 13<sup>th</sup> day of August, 2008:

Michael G. Cooke	Rick F. Mann, II
General Counsel	Florida Public Service Commission,
Florida Public Service Commission	Office of the General Counsel
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Tallahassee, FL 32399-0850	Tallahassee, FL 32399-0850
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By: <u>s/Christopher M. Kise</u> Christopher M. Kise