

Robert Culpepper General Attorney Legal

AT&T Florida 150 South Monroe Street Room 400 Tallahassee, Florida 32301

T: 404-335-0841 F: 404-927-3618 rc1191@att.com www.att.com

September 15, 2008

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

Re:

Docket No. 000121A-TP. Notice of exercise of SEEM Section 4.5.3 in connection with

Service Order Accuracy results.

Dear Ms. Cole:

In reviewing the data associated with the June 2008 service order accuracy ("SOA") report. BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T Florida") identified certain errors with the SOA performance results. Accordingly, pursuant to SEEM § 4.5.3,<sup>2</sup> AT&T Florida is withholding Tier I SEEM payments associated with the June 2008 SOA report pending further investigation. Upon conclusion of its investigation, AT&T Florida will re-run the data and will pay, with appropriate interest, any Tier I SEEM remedies associated with the June 2008 SOA report.

Sincerely

Robert Culpepper

cc:

Parties of record Jerry Hendrix

694934

In general, the SOA report measures the accuracy and completeness of CLEC service requests by comparing CLEC service requests to the completed service order after provisioning has been completed. The June 2008 SOA report contains data for service orders completed in May 2008. The June 2008 SOA report was posted on the PMAP website on July 31, 2008.

SEEM § 4.5.3 gives AT&T Florida the right to "petition the Commission to consider [SEEM payment] relief based upon other circumstances." Here, AT&T Florida is not seeking relief of its SEEM obligations. Rather, AT&T Florida is requesting additional time to investigate and review performance data that was impacted by the April OSS release prior to making Tier I SEEM payments associated with such data.

## CERTIFICATE OF SERVICE Docket No. 000121A-TP

## I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

Electronic Mail and U.S. Mail the 15th of September, 2008 to the following:

Adam Teitzman
Staff Counsel
Lisa Harvey
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6175
Fax. No. (850) 413-6250
ateitzma@psc.state.fl.us
Isharvey@psc.state.fl.us

Francine S. Healy (e-mail only)
Area Manager-Regulatory Relations
Michigan Bell Telephone Company
Room C144
645 E Plumb Lane
Reno, NV 89502
Tel No.: (775) 333-4309
Francine.healy@att.com

Howard E. (Gene) Adams
Pennington, Moore, Wilkinson,
Bell & Dunbar, P.A.
Post Office Box 10095 (32302)
215 South Monroe Street, 2nd Floor
Tallahassee, FL 32301
Tel. No. (850) 222-3533
Fax. No. (850) 222-2126
gene@penningtonlawfirm.com
Represents Time Warner

David Konuch
Senior Counsel
Regulatory Law & Technology
Florida Cable Telecomm. Assoc.
246 East 6th Avenue
Tallahassee, FL 32303
Tel. No. (850) 681-1990
Fax. No. (850) 681-9676
dkonuch@fcta.com

Douglas C. Nelson Sprint Nextel 233 Peachtree Street, NE Suite 2200 Atlanta, GA 30303 Tel. No. 404 649-0003 Fax No. 404 649-0009 douglas.c.nelson@sprint.com

Vicki Gordon Kaufman Anchors Smith Grimsley The Perkins House 118 North Gadsden Street Tallahassee, FL 32301 Tel. No. (850) 681-3828 Fax. No. (850) 681-8788 vkaufman@asglegal.com Represents Cebyond Represents Deltacom

Dulaney O'Roark III (+)
Vice Pres. & Gen. Counsel – SE Region
Verizon
5055 N Point Parkway
Alpharetta, GA 30022
Tel. No. (678) 259-1449
Fax No. (678) 259-1589
De.ORoark@verizon.com

D. Anthony Mastando
DeltaCom
VP-Regulatory Affairs
Senior Regulatory Counsel
Ste 400
7037 Old Madison Pike
Huntsville, AL 35806
Tel. No. (256) 382-3856
Fax No. (256) 382-3936
tony.mastando@deltacom.com

Beth Keating
Akerman Law Firm
106 East College Avenue
Suite 1200
Tallahassee, FL 32301
beth.keating@akerman.com

Gregory T. Diamond
Covad Communications Company
7901 Lowry Blvd.
Denver, CO 80230
gdiamond@covad.com

Cbeyond Communications, LLC Charles E. (Gene) Watkins 320 Interstate North Parkway Suite 30 Atlanta, GA 30339 Tel. No. (678) 370- 2174 Fax No. (978) 424-2500 gene.watkins@cbeyond.net

Time Warner
Carolyn Ridley
555 Church Street, Ste. 2300
Nashville, TN 37219
Tel. No. (615) 376-6404
Fax. No. (615) 376-6405
carolyn.ridley@twtelecom.com

Susan J Berlin NuVox 2 N Main St Greenville, Sc 29601 Tel No (864) 331 7323 sberlin@nuvox.com

Robert A. Culpepper

(+) Signed Protective Agreement