

Dorothy Menasco

From: Slaughter, Brenda [bs3843@att.com]
Sent: Monday, September 22, 2008 12:45 PM
To: Filings@psc.state.fl.us
Cc: Tyler, John; Woods, Vickie; Holland, Robyn P; Fennell, Kelly A (Attsi)
Subject: Docket Nos. 070368-TP and 070369-TP
Attachments: 070368-TP 070369-TP AT&T Resp to Nextel Motion for Extension of Time.pdf

A. Brenda Slaughter

Legal Secretary to J. Phillip Carver, Robert A. Culpepper, and John T. Tyler
BellSouth Telecommunications, Inc. d/b/a AT&T Florida
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B. Re: Docket No. 070368-TP: Notice of the Adoption by NPCR, Inc. d/b/a Nextel Partners of the Existing "Interconnection Agreement By and Between BellSouth Telecommunications, Inc. and Sprint Communications Company Limited Partnership, Sprint Communications Company L.P., Sprint Spectrum L.P." dated January 1, 2001

Re: Docket No. 070369-TP: Notice of the Adoption by Nextel South Corp. and Nextel

West Corp. (collectively "Nextel") of the Existing "Interconnection Agreement By and Between BellSouth Telecommunications, Inc. and Sprint Communications Company Limited Partnership, Sprint Communications Company L.P., Sprint Spectrum L.P." dated January 1, 2001

C. BellSouth Telecommunications, Inc. d/b/a AT&T Florida

on behalf of John T. Tyler

D. 5 pages total (includes letter, certificate of service and pleading)

E. BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Response to Nextel Partner's Motion for Extension of Time to Respond to AT&T Florida's Motion for Reconsideration

<<070368-TP 070369-TP AT&T Resp to Nextel Motion for Extension of Time.pdf>>

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September 22, 2008

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

Re: Docket No. 070368-TP (Nextel Partners)
Docket No. 070369-TP (Nextel)

Dear Ms. Cole:

Enclosed is BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Response to Nextel Partners' Motion for Extension of Time to Respond to AT&T Florida's Motion for Reconsideration, which we ask that you file in the captioned dockets.

Copies have been served to the parties shown on the attached Certificate of Service on this day.

Sincerely,

John T. Tyler

cc: All Parties of Record
Gregory Follensbee
E. Earl Edenfield, Jr.
Lisa S. Foshee

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Notice of the Adoption by NPCR, Inc. d/b/a)
Nextel Partners of the Existing "Interconnection) Docket No. 070368-TP
Agreement By and Between BellSouth)
Telecommunications, Inc. and Sprint)
Communications Company Limited Partnership,)
Sprint Communications Company L.P.,)
Sprint Spectrum L.P." dated January 1, 2001)

Notice of the Adoption by Nextel South Corp.)
And Nextel West Corp. (collectively "Nextel")) Docket No. 070369-TP
Of the Existing "Interconnection Agreement)
By and Between BellSouth)
Telecommunications, Inc. and Sprint)
Communications Company Limited Partnership,)
Sprint Communications Company L.P.,)
Sprint Spectrum L.P." dated January 1, 2001)

Filed: September 22, 2008

**AT&T FLORIDA'S RESPONSE TO
NEXTEL PARTNERS' MOTION FOR EXTENSION OF TIME
TO RESPOND TO AT&T FLORIDA'S MOTION FOR RECONSIDERATION**

BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T"), hereby files this Response to Nextel Partners' ("Nextel") Motion for Extension of Time to Respond to AT&T Florida's Motion For Reconsideration ("Motion for Extension of Time"), and states the following:

1. AT&T does not formally oppose Nextel's Motion for Extension of Time, and defers to the Commission as to whether Nextel has stated "good cause" under the Commission's Rules for the requested extension. However, as a result of representations contained in Nextel's Motion for Extension of Time, AT&T files this Response.

2. On September 17, 2008, AT&T filed its Motion for Reconsideration of the Commission's Order No. PSC-08-0584-FOF-TP.3. On September 18, 2008, counsel for Nextel conferred with counsel for AT&T to ascertain whether AT&T would consent to an extension of

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time for Nextel to respond to AT&T's Motion For Reconsideration. AT&T advised Nextel that it would not consent to an extension.

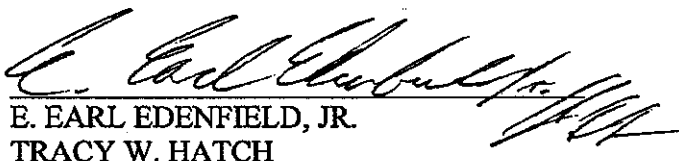
3. In its Motion for Extension of Time, counsel for Nextel contends "that AT&T advised that it did not believe that workload presented a sufficient reason for AT&T to consent to an extension of time."¹

4. In actuality, counsel for AT&T notified Nextel that it could not agree to such an extension based solely upon Nextel's "pressing " workload—in this specific instance—in part because, throughout the course of this Docket, Nextel Partners has claimed "that AT&T's main objective is to delay and avoid adoption decisions..."²

5. In light of Nextel's contention that AT&T has sought in bad faith to delay the process, it behooves AT&T to demonstrate to the Commission that, as AT&T has asserted, AT&T is not attempting to delay the process and instead seeks to move the matter to conclusion consistent with the timetable established by the Commission Rules. Accordingly, AT&T defers to the Commission as to whether Nextel's workload alone provides an adequate basis for the Commission to grant, an extension.³

Respectfully submitted, this 22nd day of September, 2008.

BELLSOUTH TELECOMMUNICATIONS, INC.
d/b/a AT&T FLORIDA

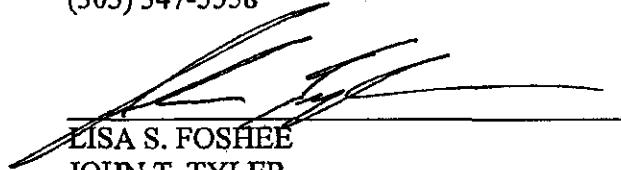

E. EARL EDENFIELD, JR.
TRACY W. HATCH

¹ Motion for Extension of Time, at FN3.

² See Nextel's Motion for Leave to File Reply to AT&T's Response in Opposition to Motion for Summary Final Order and Supplementary Submissions Thereto, at 27.

³ Furthermore, Nextel's note stating that AT&T was granted a second motion for extension of time, fails to place AT&T's requests within the proper context. See Nextel's Motion for Extension of Time, at FN3. As Nextel well knows, and as is memorialized in AT&T's First Motion for Extension of Time, AT&T sought extensions under circumstances in which the holiday season and the birth of a child to the attorney primarily responsible for handling the matter took place.

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CERTIFICATE OF SERVICE
Docket Nos. 070368-TP and 070369-TP

I HEREBY CERTIFY that a true and correct copy was served via Electronic Mail
and First Class U. S. Mail this 22nd day of September, 2008 to the following:

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