

Ruth Nettles

From: Scobie, Teresa A. (Terry) [terry.scobie@verizon.com]
Sent: Friday, November 07, 2008 9:14 AM
To: Filings@psc.state.fl.us
Cc: Beth Keating; Carolyn Ridley; Chris Savage; David Christian; David Konuch; De O'Roark; Demetria Clark; Frank App; Howard Adams; Joan Gage; Marva Johnson; Beth Salak; Charlene Poblete; Chris McDonald; Floyd Self; Rick Mann; Samuel F. Cullari
Subject: Docket Nos. 070691-TP/080036-TP - Verizon Florida LLC's Status Report
Attachments: 070691 080036 VZ FL Status Report 11-7-08.pdf



The attached filing is submitted in Docket Nos. 070691-TP/080036-TP on behalf of Verizon Florida LLC by

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The attached .pdf document consists of a total of 5 pages - cover letter (1 page), Status Report (2 pages) and Certificate of Service (2 pages).

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DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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November 7, 2008 – VIA ELECTRONIC MAIL

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

Re: Docket No. 070691-TP
Complaint and request for emergency relief against Verizon Florida LLC for
anticompetitive behavior in violation of Sections 364.01(4), 364.3381, and
364.10, F.S., and for failure to facilitate transfer of customers' numbers to Bright
House Networks Information Services (Florida), LLC and its affiliate, Bright
House Networks, LLC

Docket No. 080036-TP
Complaint and request for emergency relief against Verizon Florida LLC for
anticompetitive behavior in violation of Sections 364.01(4), 364.3381, and
364.10, F.S., and for failure to facilitate transfer of customers' numbers to
Comcast Phone of Florida, LLC d/b/a Comcast Digital Phone

Dear Ms. Cole:

Enclosed for filing in the above-referenced matters is Verizon Florida LLC's Status
Report. Service has been made as indicated on the Certificate of Service. If there are
any questions regarding this filing, please contact me at (678) 259-1449.

Sincerely,

s/ Dulaney L. O'Roark III

Dulaney L. O'Roark III

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Enclosures

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint and request for emergency relief)
against Verizon Florida LLC for anticompetitive)
behavior in violation of Sections 364.01(4), 364.3381,)
and 364.10, F.S., and for failure to facilitate transfer)
of customers' numbers to Bright House Networks)
Information Services (Florida), LLC and its affiliate,)
Bright House Networks, LLC)

Docket No. 070691-TP
Filed: November 7, 2008

In re: Complaint and request for emergency relief)
against Verizon Florida LLC for anticompetitive)
behavior in violation of Sections 364.01(4), 364.3381,)
and 364.10, F.S., and for failure to facilitate transfer)
of customers' numbers to Comcast Phone)
of Florida, LLC d/b/a Comcast Digital Phone)

Docket No. 080036-TP

STATUS REPORT

Verizon Florida LLC ("Verizon") provides this status report in accordance with the Fourth Order Modifying Procedure issued on August 20, 2008. That Order directed all parties to file a report by November 7, 2008 concerning the status of the federal retention marketing case pending before the United States Court of Appeals for the District of Columbia Circuit and the status of the issues in this case. With respect to the federal case, the proceedings remain on track. The last round of briefs was filed on October 2 and the court has scheduled oral argument for December 5, 2008. Because the D.C. Circuit has not yet ruled, there has been no change in the status of the issues in this case. Verizon further notes that it continues to comply with the FCC's June 23, 2008 order directing it to cease its retention marketing program.¹

¹ Memorandum Opinion and Order, *Bright House Networks, LLC v. Verizon California Inc.*, File No. EB-08-MD-002, FCC 08-159 (rel. June 23, 2008).

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Respectfully submitted on November 7, 2008.

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Attorney for Verizon Florida LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of the foregoing were sent via electronic mail on
November 7, 2008 to:

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s/ Dulaney L. O'Roark III