

Ruth Nettles

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Sent: Friday, December 19, 2008 2:57 PM
To: Filings@psc.state.fl.us
Cc: Angela Collins; Cherie Kiser; Rebecca Ballesteros; Adam Teitzman; Lee Eng Tan; David Christian; De O'Roark; Kimberly Caswell; Darrell S Townsley
Subject: Docket No. 080134
Attachments: 2008-12-19, 080134, Intrado Comm motion to hold in abeyance.pdf

The person responsible for this electronic filing is:

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The Docket No. is 080134.

This is being filed on behalf of Intrado Communications Inc.

Total Number of Pages is 5.

Document being electronically filed: Intrado Communications Inc. Motion to Hold in Abeyance

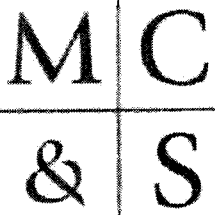
Please let me know if you have any questions. Thanks.

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December 19, 2008

VIA ELECTRONIC FILING

Ms. Ann Cole, Director
Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Docket No. 080134-TP

Dear Ms. Cole:

Enclosed for filing on behalf of Intrado Communications Inc. is an electronic version of the following document: Intrado Communications Inc. Motion to Hold in Abeyance.

Thank you for your assistance with this filing.

Sincerely yours,

Floyd R. Self

FRS/amb
Enclosures

cc: Rebecca Ballesteros, Esq.
Parties of Record

DOCUMENT NUMBER - DATE

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2. In its Motion, Verizon asks the Commission to issue a Summary Final Order in the arbitration proceeding between Intrado Comm and Verizon based on the Commission's December 3, 2008 orders in the arbitration proceedings between Intrado Comm and AT&T (Docket No. 070736) and Intrado Comm and Embarq (Docket No. 070699). Verizon claims that a Summary Final Order is appropriate because there is no genuine issue as to any material fact in the instant proceeding.

3. On December 18, 2008, Intrado Comm filed petitions for reconsideration of the Commission's December 3, 2008 orders in the arbitration proceedings between Intrado Comm and AT&T (Docket No. 070736) and Intrado Comm and Embarq (Docket No. 070699).

4. Intrado Comm disagrees with substance of Verizon's Motion and will respond accordingly once the abeyance period ends. There is no issue of whether Intrado Comm offers telephone exchange service in the Intrado Comm-Verizon arbitration proceeding. Moreover, the resolution of Verizon's Motion is necessarily dependent on the outcome of the Commission's review of Intrado Comm's petitions for reconsideration in the AT&T and Embarq dockets. Verizon's Motion appears to be based entirely on the findings made by the Commission in those dockets.

5. A complete abeyance of the Intrado Comm-Verizon arbitration proceeding, including Intrado Comm's response to Verizon's Motion, would therefore serve the public interest and conserve the resources of both the Commission and the parties while the Commission reviews Intrado Comm's petitions for reconsideration. Intrado Comm would be prepared to file its response to Verizon's Motion within seven (7) days after the Commission rules on the Embarq and AT&T petitions for reconsideration.

6. Verizon has indicated its agreement to hold the procedural schedule of the Intrado Comm-Verizon arbitration proceeding in abeyance pending the Commission's decision on Verizon's Motion, but not pending the Commission's decision on the petitions for reconsideration in the Embarq and AT&T dockets.


7. Verizon's limited abeyance is not feasible given that the Commission must logically rule on the petitions for reconsideration before it can rule on Verizon's Motion.

8. Accordingly, Intrado Comm respectfully requests that the Commission hold the Intrado Comm-Verizon arbitration proceeding in abeyance effective immediately, which would stay the filing of Intrado Comm's response to Verizon's Motion as well as the procedural dates set forth in the November 12, 2008 Prehearing Order issued in the instant proceeding.

9. Intrado Comm also respectfully requests expedited action on this Motion given the pending deadline to file direct testimony on Monday, December 22.

Respectfully submitted,

INTRADO COMMUNICATIONS INC.



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Dated: December 19, 2008

Its Attorneys

CERTIFICATE OF SERVICE

I, Angela F. Collins, hereby certify that copies of the foregoing Motion to Hold in

Abeyance were sent via electronic mail and U.S. mail on December 19, 2008 to the following:

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