

Ruth Nettles

090142-TP

**From:** Lynette Tenace [ltenace@kagmlaw.com]  
**Sent:** Monday, August 31, 2009 3:52 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Charles Murphy; ke2722@att.com; Tracy Hatch; mg2708@att.com; gene.watkins@cbeyond.net  
**Subject:** Docket No. 090142-TP  
**Attachments:** Cbeyond Notice of Voluntary Dismissal of Complaint with Prejudice 08.31.09.pdf

In accordance with the electronic filing procedures of the Florida Public Service Commission, the following filing is made:

a. The name, address, telephone number and email for the person responsible for the filing is:

Vicki Gordon Kaufman  
 Keefe Anchors Gordon & Moyle  
 118 North Gadsden Street  
 Tallahassee, FL 32301  
 (850) 681-3828  
[vkaufman@kagmlaw.com](mailto:vkaufman@kagmlaw.com)

b. This filing is made in Docket No.090142-TP, In re Complaint of Cbeyond Communications, LLC Against AT&T Florida for failure to pay intrastate access charges pursuant to Cbeyond's Price List and for violation of Section 364.16(3)(a), Florida Statutes.

c. The document is filed on behalf of Cbeyond Communications, LLC.

d. The total pages in the document are 2 pages.

e. The attached document is Notice of Voluntary Dismissal of Complaint with Prejudice.

Lynette Tenace

**NOTE: New E-Mail Address**  
[ltenace@kagmlaw.com](mailto:ltenace@kagmlaw.com)



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DOCUMENT NUMBER-DATE

09051 AUG 31 8

8/31/2009

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

Complaint of Cbeyond Communications,  
LLC against AT&T Communications  
of the Southern States, LLC, d/b/a  
AT&T and AT&T Florida for failure  
to pay intrastate access charges pursuant  
to Cbeyond's Price List and interconnection  
Agreement and for violation of Section  
364.16(3)(a), Florida Statutes.

Docket No. 090142-TP

Filed: August 31, 2009

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**CBEYOND'S NOTICE OF VOLUNTARY DISMISSAL  
OF COMPLAINT WITH PREJUDICE**

Cbeyond Communications, LLC (Cbeyond) hereby files this Notice of Voluntary  
Dismissal with Prejudice of its Complaint filed in this docket on March 19, 2009.

s/ Vicki Gordon Kaufman

Vicki Gordon Kaufman  
Keefe Anchors Gordon & Moyle, PA  
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Charles E. (Gene) Watkins  
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gene.watkins@cbeyond.net

Attorneys for Cbeyond

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Notice of Voluntary Dismissal of Complaint with Prejudice was served via Electronic Mail and U.S. Mail this 31<sup>st</sup> day of August, 2009 to the following:

Charles Murphy  
Staff Counsel  
Florida Public Service Commission  
Division of Legal Services  
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s/ Vicki Gordon Kaufman  
Vicki Gordon Kaufman