

Marguerite McLean

100021-TP

From: nicki.garcia@akerman.com
Sent: Thursday, April 15, 2010 2:03 PM
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Subject: Electronic Filing - Docket No. 100021-TP
Attachments: 20100415134915412.pdf

Attached is an electronic filing for the docket referenced below. If you have any questions, please contact either Matt Feil or Nicki Garcia at the numbers below. Thank you.

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Docket No. and Name: Docket No. 100021 -TP - In Re: Complaint of BellSouth Telecommunications, Inc., d/b/a AT&T Florida Against LifeConnex Telecom, LLC f/k/a Swiftel, LLC

Filed on behalf of: LifeConnex Telecom, LLC

Total Number of Pages: 5

Description of Documents: Unopposed Motion for Extension of Time

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DOCUMENT NUMBER - DATE
 02858 APR 15 2010
 FPSC-COMMISSION CLERK



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April 15, 2010

VIA ELECTRONIC FILING

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

**Re: Docket 100021-TP – Complaint of BellSouth Telecommunications, Inc., d/b/a AT&T
Florida Against LifeConnex Telecom, LLC f/k/a Swiftel, LLC**

Dear Ms. Cole:

Attached for filing in the referenced Docket, please find LifeConnex Telecom, LLC's Unopposed Motion for Extension of Time to Respond to AT&T's Motion to Dismiss or Sever Certain Counterclaims.

Your assistance in this matter is greatly appreciated. Should you have any questions, please do not hesitate to contact me.

Sincerely,

Beth Keating
AKERMAN SENTERFITT
106 East College Avenue, Suite 1200
Tallahassee, FL 32302-1877
Phone: (850) 224-9634
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Attachments

DOCUMENT NUMBER-DATE

02858 APR 15 09

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint and petition for relief against LifeConnex Telecom, LLC f/k/a Swiftel, LLC by BellSouth Telecommunications, Inc. d/b/a AT&T Florida. DOCKET NO. 100021-TP

LIFECONNEX TELECOM, LLC'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND TO AT&T'S MOTION TO DISMISS OR SEVER CERTAIN COUNTERCLAIMS

Pursuant to Rule 28-106.204, Florida Administrative Code, LifeConnex Telecom, LLC f/k/a Swiftel, LLC ("LifeConnex") hereby moves the Florida Public Service Commission ("Commission") for an extension of time for LifeConnex to file responsive pleadings to the Motion to Dismiss or Sever Certain Counterclaims ("Motion to Dismiss or Sever") filed by BellSouth Telecommunications, Inc., d/b/a AT&T Florida ("AT&T") on April 9. By agreement between the parties, AT&T does not oppose this motion. In support of this motion, LifeConnex states as follows:

1. On January 8, 2010, AT&T filed its Complaint against LifeConnex. The Commission Clerk served the Complaint on LifeConnex by certified mail, return receipt requested, on January 19, 2010. On January 29, 2010, AT&T filed a Motion to Consolidate this docket with Docket No. 100022-TP. By agreement of the parties, as approved by order of the prehearing officer, LifeConnex filed its responsive pleadings to the AT&T's Complaint and Motion to Consolidate on February 25, 2010. LifeConnex's responsive pleading contained counterclaims.

2. AT&T's Motion to Dismiss or Sever addresses LifeConnex's counterclaims.

3. Rule 28-106.204(1), Florida Administrative Code, provides that a party may file a response in opposition to a written motion within seven (7) days of service of a motion.

4. Due to the extra time required for coordination of similar matters pending in other states, and a previously scheduled absence of local counsel for LifeConnex, LifeConnex now seeks, and AT&T has agreed not to oppose, an extension of time for LifeConnex to file its response to the Motion to Dismiss or Sever on April 30, 2010.

5. LifeConnex desires to file a response in opposition to AT&T's Motion to Dismiss or Sever to elucidate and assert its legal rights in this matter, and believes such pleading will assist in the Commission's consideration of this matter.


6. AT&T has agreed not to oppose (and should not be prejudiced by) this 14 day extension, nor will the extension interfere with the Commission's efficient administration of the case.

7. Counsel for LifeConnex has consulted with AT&T's counsel regarding this motion, and the undersigned represents that AT&T's counsel does not oppose the motion.

Unopposed Motion to Extend Due Date
April 15, 2010

WHEREFORE, LifeConnex respectfully requests that this Motion be granted.

Respectfully submitted this 15th day of April, 2010.


Matthew Feil, Esq.
Akerman Senterfitt
106 East College Avenue, Suite 1200
Tallahassee, FL 32301
(850) 425-1614

Attorneys for LifeConnex Telecom, LLC

Unopposed Motion to Extend Due Date
April 15, 2010

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon the following by email, and/or U.S. Mail this 15th day of April, 2010.

Charles Murphy, Esq. Office of the General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 cmurphy@psc.state.fl.us	E. Earl Edenfield, Jr. Tracy W. Hatch Manuel A. Guardian c/o Gregory R. Follensbee 150 South Monroe Street Suite 400 Tallahassee, FL 32301 mg2708@att.com th9467@att.com
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By: Beth Keating
Beth Keating, Esq.