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From: Kim Hancock [khancock@kagmlaw.com]
Sent: Monday, September 12, 2011 3:06 PM
To: Filings@psc.state.fl.us
Cc: Pauline Robinson; Ray Kennedy; mg2708@att.com; mark@mfoosterlaw.com; Vicki Gordon Kaufman
Subject: Docket #100373-TX
Attachments: Request for Deferral 9.12.11.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:

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- b. This filing is made in Docket No. 100373-TX.
 c. The document is filed on behalf of New Talk, Inc.
 d. The total pages in the document are 3 pages.
 e. The attached document is New Talk, Inc.'s Request for Deferral.

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DOCUMENT NUMBER-DATE

06541 SEP 12 =

9/12/2011

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for Approval of Transfer and Name
Change on CLEC Certificate No. 8467 held by
New Talk, Inc. to Telecom Ventures, LLC d/b/a
Dialtone Ventures, LLC, effective August 9,
2010

Docket No. 100373-TX

Filed: September 12, 2011

NEW TALK, INC.'S REQUEST FOR DEFERRAL

New Talk Inc. (New Talk) hereby files this request for deferral of the recommendation filed in this docket on September 8, 2011 and scheduled to be considered by the Commission at its August 20th Agenda Conference. As grounds therefor, New Talk states:

1. On August 9, 2010, New Talk filed a request to transfer its CLEC certificate to Telecom Ventures, LLC.
2. On January 12, 2011, Commission Staff filed a recommendation recommending approval of the transfer and putting this item on the Consent Agenda for the January 25th Agenda Conference. One day before the January 25th Agenda Conference, AT&T Florida (AT&T) filed an objection to the transfer and the item was deferred.
3. On February 9th, New Talk responded to AT&T's objections.
4. No further docketed activity has occurred in this matter since February 9, 2011, until Staff filed a recommendation on September 8, 2011.
5. The recommendation not only recommends that the request for transfer be denied, but also recommends the drastic action of cancellation of New Talk's CLEC certificate.
6. New Talk believes that many of the allegations in Staff's recommendation are factually inaccurate and/ or incomplete.¹ New Talk would like to have the opportunity to meet

¹ It is the undersigned's understanding that New Talk was not contacted nor was any discovery conducted prior to the recommendation's issuance.

with Staff and discuss some of the issues in the recommendation and hopefully come to a resolution of these matters.

7. There is no prejudice to anyone due to a deferral of this item, as the status quo will remain in place.

8. Staff supports this deferral request.

WHEREFORE, New Talk requests that this item be deferred until Staff and New Talk have an opportunity to meet to discuss (and hopefully resolve) Staff's concerns.

Respectfully submitted,

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s/Vicki Gordon Kaufman
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Attorneys for New Talk, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of September, 2011, a true and correct copy of the foregoing Request for Deferral was served via first class mail and e-mail transmittal to the following:

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