

Dorothy Menasco

From: Lacey, Kimberly A. [kimberly.lacey@bingham.com]
Sent: Wednesday, December 14, 2011 6:05 PM
To: Filings@psc.state.fl.us
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Subject: Docket No. 090538-TP US LEC of Florida, LLC d/b/a PaeTec Business Services Objections and Responses to Staff's First Request for Production of Documents (Nos. 1-2)
Attachments: Docket No 090538-TP US LEC Notice of Service - Documents 121411.pdf

Docket No.: 090538-TP - Amended Complaint of QWEST COMMUNICATIONS COMPANY, LLC, Against MCIMETRO ACCESS TRANSMISSION SERVICES, LLC (D/B/A VERIZON ACCESS TRANSMISSION SERVICES), XO COMMUNICATIONS SERVICES, INC., TW TELECOM OF FLORIDA, L.P., GRANITE TELECOMMUNICATIONS, LLC, BROADWING COMMUNICATIONS, LLC, ACCESS POINT, INC., BIRCH COMMUNICATIONS, INC., BUDGET PREPAY, INC., BULLSEYE TELECOM, INC., DELTACOM, INC., ERNEST COMMUNICATIONS, INC., FLATEL, INC., LIGHTYEAR NETWORK SOLUTIONS, LLC, NAVIGATOR TELECOMMUNICATIONS, LLC, PAETEC COMMUNICATIONS, INC., STS TELECOM, LLC, US LEC OF FLORIDA, LLC, WINDSTREAM NUVOX, INC., AND JOHN DOES 1 THROUGH 50, For unlawful discrimination.

Persons Filing:

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Filed on Behalf of: US LEC of Florida, LLC d/b/a PaeTec Business Services Objections and Responses to Staff's First Request for Production of Documents (Nos. 1-2)

Total number of pages: Six (6)

Description: US LEC of Florida, LLC d/b/a PaeTec Business Services

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BINGHAM

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December 14, 2011

VIA ELECTRONIC FILING

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

Re: Docket No. 090538-TP - Amended Complaint of QWEST COMMUNICATIONS COMPANY, LLC, Against MCIMETRO ACCESS TRANSMISSION SERVICES, LLC (D/B/A VERIZON ACCESS TRANSMISSION SERVICES), XO COMMUNICATIONS SERVICES, INC., TW TELECOM OF FLORIDA, L.P., GRANITE TELECOMMUNICATIONS, LLC, BROADWING COMMUNICATIONS, LLC, ACCESS POINT, INC., BIRCH COMMUNICATIONS, INC., BUDGET PREPAY, INC., BULLSEYE TELECOM, INC., DELTACOM, INC., ERNEST COMMUNICATIONS, INC., FLATEL, INC., LIGHTYEAR NETWORK SOLUTIONS, LLC, NAVIGATOR TELECOMMUNICATIONS, LLC, PAETEC COMMUNICATIONS, INC., STS TELECOM, LLC, US LEC OF FLORIDA, LLC, WINDSTREAM NUVOX, INC., AND JOHN DOES 1 THROUGH 50, For unlawful discrimination.

Dear Ms. Cole:

Enclosed is US LEC of Florida, LLC d/b/a PaeTec Business Services' Notice of Serving Objections and Responses to the Staff of the Florida Public Service Commission's First Request for Production of Documents (Nos. 1-2), submitted by electronic mail in the above-referenced docket.

Sincerely yours,

/s/ Philip J. Macres
Philip J. Macres

Enclosures

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Hong Kong
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DOCUMENT NO. DATE

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BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF FLORIDA

Amended Complaint of QWEST
COMMUNICATIONS COMPANY, LLC, Against
MCIMETRO ACCESS TRANSMISSION
SERVICES, LLC (D/B/A VERIZON ACCESS
TRANSMISSION SERVICES), XO
COMMUNICATIONS SERVICES, INC., TW
TELECOM OF FLORIDA, L.P., GRANITE
TELECOMMUNICATIONS, LLC,
BROADWING COMMUNICATIONS, LLC,
ACCESS POINT, INC., BIRCH
COMMUNICATIONS, INC., BUDGET PREPAY,
INC., BULLSEYE TELECOM, INC.,
DELTACOM, INC., ERNEST
COMMUNICATIONS, INC., FLATEL, INC.,
LIGHTYEAR NETWORK SOLUTIONS, LLC,
NAVIGATOR TELECOMMUNICATIONS, LLC,
PAETEC COMMUNICATIONS, INC., STS
TELECOM, LLC, US LEC OF FLORIDA, LLC,
WINDSTREAM NUVOX, INC., AND JOHN
DOES 1 THROUGH 50, For unlawful
discrimination.

Docket No. 090538-TP

Filed: December 14, 2011

**US LEC OF FLORIDA, LLC D/B/A PAETEC BUSINESS SERVICES' NOTICE OF
SERVING OBJECTIONS AND RESPONSES TO STAFF'S FIRST REQUEST FOR
PRODUCTION OF DOCUMENTS (NOS. 1-2)**

US LEC of Florida, LLC d/b/a PaeTec Business Services ("US LEC"), by and through its undersigned counsel, hereby gives notice that it has served its Objections and Responses to the Staff of the Florida Public Service Commission's ("Staff") First Request for Production of Documents (Nos. 1-2) upon the persons and in the manner indicated in the certificate of service below.

This notice is respectfully submitted by electronic mail the 14th day of December, 2011.

/s/ Philip J. Macres

Eric J. Branfman, Esq. (not admitted in Florida) (*)
Philip J. Macres, Esq., Fla. Bar No. 137900
Bingham McCutchen LLP
2020 K Street NW
Washington, DC 20006-1806

DOCUMENT NO. DATE

08988 12/15/11
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*Counsel for US LEC of Florida, LLC d/b/a PaeTec
Business Services*

(*) Pursuant to Order No. PSC-10-0691-FOF-OT in
Docket No. 100008-OT issued on November 18,
2010, Eric J. Branfman has been designated as a
qualified representative for the above-referenced
parties in this proceeding.

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 14th day of December, 2011.

Lee Eng Tan Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 ltan@psc.state.fl.us	Matthew J. Feil Gunster, Yoakley & Stewart, P.A. 215 S. Monroe Street, Suite 601 Tallahassee, Florida 32301 mfeil@gunster.com
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<p>John B. Messenger PaeTec Communications, Inc. One PaeTec Plaza 600 Willowbrook Office Park Fairport, NY 14450-4233 john.messenger@paetec.com</p>	<p>Richard Brown Access Point, Inc. 1100 Crescent Green, Suite 109 Cary, NC 27511 Richard.brown@accesspointinc.com</p>
<p>Adam L. Sherr Qwest Communications Company, LLC 1600 7th Avenue, Room 1506 Seattle, WA 98191 Adam.Sherr@qwest.com</p>	<p>Marsha Rule Rutledge Law Firm Post Office Box 551 Tallahassee, FL 32302 marsha@reuphlaw.com</p>
<p>Susan S. Masterton CenturyLink 315 S. Calhoun Street, Suite 500 Tallahassee, FL 32301 Susan.masterton@centurylink.com</p>	<p>Ms. Carolyn Ridley tw telecom of florida l.p. 2078 Quail Run Drive Bowling Green, KY 42104 Carolyn.Ridley@twtelecom.com</p>
<p>Alan C. Gold, P.A. 1501 Sunset Drive, 2nd Floor Coral Gables, FL 33143 agold@acgoldlaw.com</p>	<p>Mr. David Christian Verizon Access Transmission Services 106 East College Avenue, Suite 710 Tallahassee, FL 32301-7721 david.christian@verizon.com</p>
<p>Brenda Merritt Division of Regulatory Analysis Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399 bmerritt@psc.state.fl.us</p>	<p>Ed Krachmer Windstream NuVox, Inc. 4001 Rodney Parham Road MS: 1170-B1F03-53A Little Rock, AR 72212 Edward.Krachmer@windstream.com</p>
<p>Dulaney L. O'Roark III Verizon 5055 North Point Parkway de.oroark@verizon.com</p>	<p>James White Windstream NuVox, Inc. 4651 Salisbury Road, Suite 151 Jacksonville, FL 32256-6187 Bettye.j.willis@windstream.com</p>

Mr. John Ivanuska XO Communications Services, Inc. 10940 Parallel Parkway, Suite K - #353 Kansas City, KS 66109-4515 <u>john.ivanuska@xo.com</u> <u>Kris.Shulman@xo.com</u>	
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By: /s/ Kimberly A. Lacey
 Kimberly A. Lacey