

Dorothy Menasco

From: Lacey, Kimberly A. [kimberly.lacey@bingham.com]
Sent: Wednesday, December 28, 2011 7:06 PM
To: Filings@psc.state.fl.us
Cc: Macres, Philip J.; Branfman, Eric J.; Lee Eng Tan; 'mfeil@gunster.com'; 'Chris.bunce@birch.com'; 'Greg.Diamond@level3.com'; 'dbailey@bullseyetelecom.com'; 'janewhang@dwt.com'; 'pfoley@corp.earthlink.com'; 'rcurrier@granitenet.com'; 'AKlein@kleinlawPLLC.com'; 'azoracki@kleinlawpllc.com'; 'john.greive@lightyear.net'; 'mike@navtel.com'; 'john.messenger@paetec.com'; 'Richard.brown@accesspointinc.com'; 'Adam.Sherr@qwest.com'; 'marsha@reuphlaw.com'; 'Susan.masterton@centurylink.com'; 'Carolyn.Ridley@twtelecom.com'; 'david.christian@verizon.com'; Brenda Merritt; 'Edward.Krachmer@windstream.com'; 'de.oroark@verizon.com'; 'Bettye.j.willis@windstream.com'; 'john.ivanuska@xo.com'; 'Kris.Shulman@xo.com'; 'agold@acgoldlaw.com'
Subject: Docket No. 090538-TP Access Point, Inc.'s Notice of Serving Second Set of Interrogatories (Nos. 14-20) and Document Requests (Nos. 21-23) and First Set of Requests for Admission (Nos. 1-2) to Qwest Communications Company, LLC
Attachments: Access Point Notice of Service (122811).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:

Eric J. Branfman, Esq.
Philip J. Macres, Fla. Bar No. 137900
Bingham McCutchen LLP
2020 K Street, N.W.
Washington, DC 20006-1806
Tel: (202) 373-6000
Fax: (202) 373-6001
Email: eric.branfman@bingham.com
Email: philip.macres@bingham.com

Filed on Behalf of: Access Point, Inc.

Total number of pages: Six (6)

Description: Access Point, Inc.'s Notice of Serving Second Set of Interrogatories (Nos. 14-20) and Document Requests (Nos. 21-23) and First Set of Requests for Admission (Nos. 1-2) to Qwest Communications Company, LLC

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Kimberly A. Lacey
Associate
T 202.373.6288
F 202.373.6001
kimberly.lacey@bingham.com
B I N G H A M
Bingham McCutchen LLP
2020 K Street NW
Washington, DC 20006-1806

12/29/2011

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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BINGHAM

Philip J. Macres
Phone: 202.373.6000
Fax: 202.373.6001
philip.macres@bingham.com

December 28, 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 Access Point, Inc.'s Notice of Serving Second Set of Interrogatories (Nos. 14-20), Document Requests (Nos. 21-23) and First Set of Requests for Admission (Nos. 1-2) to Qwest Communications Company, LLC, submitted by electronic mail in the above-referenced docket.

Sincerely yours,

/s/ Philip J. Macres
Philip J. Macres

Enclosures

Boston
Hartford
Hong Kong
London
Los Angeles
New York
Orange County
San Francisco
Santa Monica
Silicon Valley
Tokyo
Walnut Creek
Washington

Bingham McCutchen LLP
2020 K Street NW
Washington, DC
20006-1806

T 202.373.6000
F 202.373.6001
bingham.com

A/74654913.1

DOCUMENT NUMBER DATE

09185 DEC 29 =

FPSC-COMMISSION CLERK

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 28, 2011

**ACCESS POINT, INC.'s NOTICE OF SERVING SECOND SET OF
INTERROGATORIES (NOS. 14-20), DOCUMENT REQUESTS (NOS. 21-23) AND
FIRST SET OF REQUESTS FOR ADMISSION (NOS. 1-2) TO QWEST
COMMUNICATIONS COMPANY, LLC**

Access Point, Inc. ("Access Point"), by and through its undersigned counsel, hereby gives notice that it has served its Second Set of Interrogatories (Nos. 14-20), Document Requests (Nos. 21-23) and First Set of Requests for Admission (Nos. 1-2) to Qwest Communications Company, LLC upon the persons and in the manner indicated in the certificate of service below.

This notice is respectfully submitted by electronic mail the 28th 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

Tel.: (202) 373-6000
Fax: (202) 373-6001
E-mail: eric.branfman@bingham.com
E-mail: philip.macres@bingham.com

Counsel for Access Point, Inc.

(* 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 28th 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
Mr. Chris Bunce Birch Communications, Inc. 2300 Main Street, Suite 600 Kansas City, MO 64108-2415 Chris.bunce@birch.com	Mr. Greg Diamond Broadwing Communications, Inc. c/o Level 3 Communications 1025 Eldorado Boulevard Broomfield, CO 80021-8869 Greg.Diamond@level3.com
Budget PrePay, Inc. 1325 Barksdale Boulevard Suite 200 Bossier City, LA 71111-4600	Mr. David Bailey BullsEye Telecom, Inc. 25925 Telegraph Road, Suite 210 Southfield, MI 48033-2527 dbailey@bullseyetelecom.com
Jane Whang Davis Wright Tremaine LLP 505 Montgomery Street, Suite 800 San Francisco, CA 94111 janewhang@dwt.com	Paula Foley One Communications, an Earthlink Business Company 5 Wall Street Burlington, MA 01803 pfoley@corp.earthlink.com
Ernest Communications, Inc. 5275 Triangle Parkway, Suite 150 Norcross, GA 30092-6511	Flatel, Inc. Executive Center, Suite 100 2300 Palm Beach Lakes Blvd. West Palm Beach, FL 33409-3307
Granite Telecommunications, LLC 100 Newport Avenue Extension Quincy, MA 02171-1734 rcurrier@granitenet.com	Andrew M. Klein/Allen C. Zoracki Klein Law Group 1250 Connecticut Ave. NW, Suite 200 Washington, DC 20036 AKlein@kleinlawPLLC.com azoracki@kleinlawpllc.com

<p>John Greive Lightyear Network Solutions, LLC 1901 Eastpoint Parkway Louisville, KY 40223-4145 john.greive@lightyear.net</p>	<p>Michael McAlister Navigator Telecommunications, LLC P.O. Box 13860 North Little Rock, AR 72113-0860 mike@navtel.com</p>
<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