

**RUTLEDGE ECENIA**

PROFESSIONAL ASSOCIATION  
ATTORNEYS AND COUNSELORS AT LAW

MICHAEL J. BARRY  
STEPHEN A. ECENIA  
RICHARD M. ELLIS  
DIANA M. FERGUSON  
MARTIN P. McDONNELL  
J. STEPHEN MENTON  
R. DAVID PRESCOTT

POST OFFICE BOX 551, 32302-0551  
119 SOUTH MONROE STREET, SUITE 202  
TALLAHASSEE, FLORIDA 32301-1841

TELEPHONE (850) 681-6788  
TELECOPIER (850) 681-6515

MARSHA E. RULE  
GARY R. RUTLEDGE  
MAGGIE M. SCHULTZ  
GABRIEL F.V. WARREN  
GOVERNMENTAL CONSULTANT  
JONATHAN M. COSTELLO  
OF COUNSEL  
HAROLD F. X. PURNELL

December 19, 2012

Ms. Ann Cole, Director  
Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Betty Easley Conference Center  
Room 110  
Tallahassee, FL 32399-0850

**HAND DELIVERY**

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Re: Docket No. 110087-TP

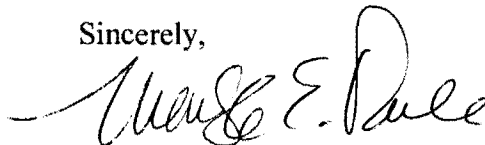
Dear Ms. Cole:

Enclosed for filing on behalf of Express Phone Service, Inc. is a copy of Plaintiff Express Phone's Directions to Clerk in the above-referenced docket.

Please acknowledge receipt of this document by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Sincerely,



Marsha E. Rule

MER/rl  
Enclosure

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FPSC-COMMISSION CLERK

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF FLORIDA  
TALLAHASSEE DIVISION**

Express Phone Service, Inc.

Plaintiff,

Civil Action No.  
1:12-cv-00197-MP-GRJ

Florida Public Service Commission; Ronald A. Brisé,  
in his official capacity as the Chairman of the Florida  
Public Service Commission; Lisa Polak Edgar, Art  
Graham, Eduardo E. Balbis, and Julie I. Brown, in  
their official capacities as Commissioners of the  
Florida Public Service Commission; and  
BellSouth Telecommunications, LLC, d/b/a AT&T  
Florida d/b/a AT&T Southeast,

Defendants.

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**PLAINTIFF EXPRESS PHONE'S DIRECTIONS TO CLERK**

Plaintiff Express Phone Service, Inc., in accordance with the Joint Rule 26(f)  
Report filed by the parties on November 19, 2012, and the Court's Scheduling  
Order dated November 20, 2012, hereby submits these Directions to the Clerk of  
the Florida Public Service Commission to request that the relevant portions of the  
record in the proceedings below be forwarded to the Court.

**Florida Public Service Commission Docket No. 110087-TP**

In re: Notice of adoption of existing interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast and Image Access, Inc. d/b/a NewPhone, Inc. by Express Phone Service, Inc.

<b>PSC Document Number</b>	<b>Date</b>	<b>Description</b>
02053-11	3/29/2011	Express Phone Service, Inc. [Express Phone] (Kaufman) - Notice of adoption, with amendment, of existing IURC agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast and Image Access, Inc. d/b/a NewPhone, Inc.
02065-11	3/29/2011	AT&T Florida (Gurdian) - Letter dated 3/29/11 as objection and non consent to Express Phone's notice; and advises as previously indicated in AT&T Florida's notice of suspension and disconnection, dated 2/23/11, AT&T Florida intends to move forward with disconnection service to Express Phone if Express Phone does not cure non-payment breach.
02227-11	4/4/2011	Express Phone (Kaufman) - Letter dated 4/4/11 as notification that effective 10/20/10, the company adopted in its entirety the IURC agreement between AT&T Florida and Image Access, Inc. d/b/a NewPhone, Inc., dated 11/20/06, as amended [NewPhone ICA]; and the NewPhone ICA Express Phone adopted on 10/20/10, replaced in its entirety the IURC between Express Phone and AT&T Florida; with Attachments 1 - 5.
02430-11	4/12/2011	Express Phone (Kaufman) - Motion for summary final order; with attached Exhs 1 - 13.
02431-11	4/12/2011	Express Phone (Kaufman) - Request for oral argument [of motion for summary final order].

02608-11	4/15/2011	AT&T Florida (Gurdian) - Motion for extension of time to respond to Express Phone's motion for summary final order.
02634-11	4/18/2011	AT&T Florida (Hatch) - Response in opposition to Express Phone's "amended notice of adoption."
02616-11	4/18/2011	Express Phone (Kaufman) - Response in opposition to AT&T's motion for extension of time [to respond to motion for summary final order].
02686-11	4/19/2011	AT&T Florida (Hatch) - Response and objections to Express Phone's motion for final summary order.
03858-11	6/2/2011	RECOM for 06/14/11 Commission conference, Item 3, from GCL and RAD staff.
04162-11	6/17/2011	TRANSCRIPT - 6/14/11 Commission conference, Item 3, regular Commission conference.
04625-11	7/6/2011	Order PSC-11-0291-PAA-TP denying Express Phone's summary final order in Docket 110087-TP and PAA Order denying adoption of Image Access Interconnection, setting Docket 110071-TP for hearing; order to become final and effective on issuance of CO; if order becomes final, Docket 110087-TP shall be closed and Docket 110071-TP shall remain open for an evidentiary hearing to be conducted on promotional credits.
05208-11	7/27/2011	Express (Kaufman) - Protest of portions of Order No. PSC-11-0291-PAA-TP and petition for formal hearing.
05358-11	8/1/2011	Consummating Order PSC-11-0325-CO-TP makes Order PSC-11-0291-PAA-TP effective and final for Docket 110071-TP; dockets to remain open.
05542-11	8/5/2011	AT&T Florida (Gurdian) - Motion to dismiss or, in the alternative, motion for more definite statement.

05721-11	8/12/2011	Express Phone (Kaufman) - Response to AT&T [Florida's] motion to dismiss, or, in the alternative, motion for definite statement.
06457-11	9/8/2011	RECOM for 09/20/11 Commission conference, Item 3, from GCL and RAD staff.
06788-11	9/20/2011	Vote sheet from 09/20/11 Commission conference, Item 3, regular Commission conference.
06894-11	9/23/2011	TRANSCRIPT - 9/20/11 Commission conference, Item 3, regular Commission conference.
07394-11	10/10/2011	Order PSC-11-0451-FOF-TP denying AT&T Florida's motion to dismiss Express Phone's protest of PAA Order PSC-11-0291-PAA-TP; docket to remain open to address Express Phone's protest of PAA Order PSC-11-0291-PAA-TP and the issue identification meeting rescheduled.
00368-12	1/19/2012	Order PSC-12-0031-PCO-TP establishing procedure.
00805-12	2/10/2012	Order PSC-12-0058-PCO-TP modifying procedure; Order PSC-12-0031-PCO-TP is reaffirmed in all other respects.
01677-12	3/20/2012	Second Order PSC-12-0130-PCO-TP modifying procedure; Orders PSC-12-0058-PCO-TP and PSC-12-0031-PCO-TP are reaffirmed in all other respects.
02393-12	4/18/2012	Prehearing Order PSC-12-0208-PHO-TP.
02391-12	4/18/2012	TRANSCRIPT - 4/16/12 prehearing conference held in Tallahassee.

02529-12	4/23/2012	Order PSC-12-0214-CFO-TP granting AT&T Florida's request for specified confidential classification of DN 01867-12 (x-ref 02296-12) for 18 months from issuance date of order.
03054-12	5/14/2012	TRANSCRIPT - Vol 1, pages 1-201 of 5/3/12 hearing in Tallahassee
03055-12	5/14/2012	TRANSCRIPT - Vol 2, pages 202-315 of 5/3/12 hearing in Tallahassee.
03056-12 02296-12	5/14/2012	Hearing Exhs 1-45 of the 5/3/12 hearing held in Tallahassee, including the <u>confidential</u> version of Hearing Exhibit 26 (Exhibit TMA-15 to rebuttal testimony of Thomas A. Armstrong.)
03565-12	6/1/2012	Express Phone (Kaufman) - Statement of issues and positions and post-hearing brief.
03563-12	6/1/2012	AT&T Florida (Montgomery) - Post-hearing brief.
04475-12	7/5/2012	RECOM for 7/17/12 Commission conference, Item 5, from TEL and GCL staff.
04821-12	7/19/2012	TRANSCRIPT - 7/17/12 Commission conference, Item 5, regular Commission conference.
05060-12	7/30/2012	Final Order PSC-12-0390-FOF-TP finding Express Phone not eligible to adopt an alternative interconnection agreement as set forth in the body of this Order; docket to be closed after expiration time for filing an appeal has run.

Respectfully submitted this 17<sup>th</sup> day of December, 2012.

s/ Marsha E. Rule  
Marsha E. Rule  
Rutledge Ecenia, P.A.  
119 South Monroe Street, Suite 202  
Tallahassee, FL 32301-1591  
Tel. No.: (850) 681-6788  
Fax. No. (850) 681-6515  
[marsha@reuphlaw.com](mailto:marsha@reuphlaw.com)

ATTORNEY FOR EXPRESS PHONE

**CERTIFICATE OF SERVICE**

I hereby certify that on December 17, 2012, I electronically filed the foregoing Directions to Clerk with the Clerk of the United States District Court for the Northern District of Florida using the CM/ECF. I further certify that the foregoing document is being served this day on all counsel of record identified on the Attached Service list in the manner specified therein.

s/ Marsha E. Rule  
Marsha E. Rule  
Rutledge Ecenia, P.A.  
119 South Monroe Street, Suite 202  
Tallahassee, FL 32301-1591  
Tel. No.: (850) 681-6788  
Fax. No. (850) 681-6515  
[marsha@reuphlaw.com](mailto:marsha@reuphlaw.com)

ATTORNEY FOR EXPRESS PHONE

**SERVICE LIST**

Express Phone Service, Inc. v. Florida Public Service Commission, *et al.*  
Case No. 1:12-cv-00197-MP-GRJ

Via CM/ECF:

Suzanne L. Montgomery  
[sm6526@att.com](mailto:sm6526@att.com)  
Manuel A. Gurdian  
[mg2708@att.com](mailto:mg2708@att.com)  
Tracy W. Hatch  
[th9467@att.com](mailto:th9467@att.com)  
AT&T Services, Inc.  
150 W. Flagler Street, Suite 1910  
Miami, FL 33130  
Telephone: (305) 347-5558  
Facsimile: (305) 577-4491

Counsel for AT&T Florida

Via CM/ECF:

Kathryn Gale Winter Cowdery  
[kcowdery@psc.state.fl.us](mailto:kcowdery@psc.state.fl.us)  
Samantha McRae Cibula  
[scibula@psc.state.fl.us](mailto:scibula@psc.state.fl.us)  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
Tel. No. (850) 413-6199  
Fax. No. (850) 717-0118

Counsel for the Florida Public Service  
Commission and Commissioners