

Eric Fryson

From: WOODS, VICKIE (Legal) [vf1979@att.com]
Sent: Friday, February 08, 2013 3:49 PM
To: Filings@psc.state.fl.us
Subject: 120169-TP AT&T Florida's and Digital Express' Joint Motion to Abate
Importance: High
Attachments: 0369_001.pdf

- A. Vickie Woods
BellSouth Telecommunications, LLC d/b/a AT&T Florida
150 South Monroe Street
Suite 400
Tallahassee, Florida 32301
(305) 347-5560
vf1979@att.com
- B. Docket No. 120169-TP: Notice of Adopting 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 New Talk, Inc. by Digital Express, Inc.
- C. BellSouth Telecommunications, LLC d/b/a AT&T Florida
on behalf of Suzanne L. Montgomery
- D. 4 pages total (includes letter, certificate of service and pleading)
- E. BellSouth Telecommunications, LLC d/b/a AT&T Florida and Digital Express' Joint Motion to Abate
.pdf

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DOCUMENT NUMBER-DATE

00781 FEB-8 2013

FPSC-COMMISSION CLERK



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February 8, 2013

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

Re: Docket No. 120169-TP
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 New Talk, Inc. by Digital Express, Inc.

Dear Ms. Cole:

Enclosed is BellSouth Telecommunications, LLC d/b/a AT&T Florida and Digital Express, Inc.'s Joint Motion for Abatement, which we ask that you file in the captioned docket.

Copies have been served to the Parties shown on the attached Certificate of Service list.

Sincerely,

s/Suzanne L. Montgomery
Suzanne L. Montgomery

cc: Parties of Record
Gregory R. Follensbee

1039849

CERTIFICATE OF SERVICE
Docket No. 120169-TP

I HEREBY CERTIFY that a true and correct copy of the Direct Testimony was served via Electronic Mail and First Class U. S. Mail this 8th day of February, 2013 to the following:

Lee Eng Tan
Shalonda Hopkins
Staff Counsels
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
ltan@psc.state.fl.us
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Digital Express, Inc.
Mr. Tom Armstrong
1803 West Fairfield Drive, Unit 1
Pensacola, FL 32501-1040
Tel. No.: (850) 291-6415
Fax No.: (850) 308-1151
tom.armstrong.sr@gmail.com

s/Suzanne L. Montgomery
Suzanne L. Montgomery

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Notice of adoption of existing interconnection,) Docket No. 120169-TP
unbundling, resale, and collocation agreement)
between BellSouth Telecommunications, Inc. d/b/a)
AT&T Florida d/b/a AT&T Southeast and New)
Talk, Inc. by Digital Express, Inc.)
_____) Filed: February 8, 2013

JOINT MOTION FOR ABATEMENT

BellSouth Telecommunications, LLC d/b/a AT&T Florida (“AT&T Florida”) and Digital Express, Inc. (“Digital Express”) file this joint motion to abate. The issues in this case are substantially similar to the issues in Docket No. 110087-TP, which is currently on review to the United States District Court, Northern District of Florida as Case No. 1:12-cv-00197-MP-GRJ. Docket No. 110087-TP involves AT&T Florida and Express Phone Service, Inc., which is an affiliate of Digital Express. The parties have reached an agreement to request an abatement of this case from the Commission until after the Express Phone case has been resolved through all appeals.

The parties therefore respectfully request that the Commission abate Docket No. 120169-TP pending notice that the Express Phone case has been resolved through all appeals.

Respectfully submitted this 8th day of February, 2013.

AT&T FLORIDA

s/Suzanne L. Montgomery
Suzanne L. Montgomery
Authorized House Counsel No. 94116
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c/o Gregory R. Follensbee
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Digital Express, Inc.

s/Tom Armstrong

*w/ permission
TAM*

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