### Section 1 - Bureau of Records Complet

Title: Request for approval of amendment to interconnection, 040664-TP Date Docketed: 06/30/2004 Docket No.

unbundling, resale, and collocation agreement between

BellSouth Telecommunications, Inc. and Xspedius, LLC.

BellSouth Telecommunications, Inc. Company:

Xspedius Management Co. Switched Services,

Xspedius, LLC

| CCA  | Official Filing Date:  |                    |                    | Expi               | ration:  |         |                |                |        |           |       |     |
|--|--|--------------------|--------------------|--------------------|----------|---------|----------------|----------------|--------|-----------|-------|-----|
| Crop   Indicates   DRP   Section 2 - OPR Completes   A20(T)  | Last Day to Suspend:   |                    | CCA                | (CMP)              | ECD.     | ELL     | CCI            | MMS            | PTF    | RCA       | SCR   |     |
| Section 2 - OPR Completes and returns to CCA in 10 workdays.   Time Schedule   Program Module   A20(f)   Staff Assignments   O Current CASR revision level   Previous   Current  |  |                    | CCA                |                    | I LCK    | T L L   |                | 1 1            | 1 11   | T         | 301   |     |
| MARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT ITS INTERNATURE AND SUBJECT TO REVISION.   FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770   |  | d returns to CCA i | n 10 wor           |                    |          |         |                | I              | me Sch | nedule    |       |     |
| 1  | Program Module A20(f)  | W.I.               | ARNING:<br>T IS TE | THIS SC<br>NTATIVE | AND SUB. | JECT TO | <i>REVISIO</i> | PLANNING<br>V. | DOCUMI | ENT<br>70 | Dates |     |
| 1  | OPR Staff  |                    |                    | Current            | CASR re  | evision | level          |                |        | Previous  | Curr  | ent |
| 2.   | OTK Starr  |                    | 0                  |                    |          |         |                |                | -      |           |       |     |
| Staff Counse]  |  |                    |                    | 44                 |          |         |                |                |        |           |       |     |
| 4.   |  |                    |                    |                    |          |         |                |                |        |           | -     |     |
| Staff Counsel  | Marie and the second section is the second s |                    |                    |                    |          |         |                |                |        |           |       |     |
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| 7  |  |                    |                    |                    |          |         |                |                |        |           |       |     |
| Staff Counsel  |  |                    |                    |                    |          |         |                |                |        |           |       |     |
| 9.   10.   | C. CC C  |                    | -                  |                    |          |         |                |                |        |           |       |     |
| 10.  | Staff Counsel  |                    |                    |                    |          |         |                |                |        |           | +     |     |
| 11   |  |                    |                    |                    |          |         |                |                |        |           |       |     |
| 12   | OCRs -   |                    | -                  |                    |          |         |                |                |        |           |       |     |
| 14.  |  |                    |                    |                    |          |         |                |                |        |           |       |     |
| 15.   16.  |  |                    |                    |                    |          |         |                |                |        |           |       |     |
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| 17.  |  |                    |                    |                    |          |         |                |                |        |           |       |     |
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| 20.   21.  | No. of Contract of |                    |                    |                    |          |         |                |                |        |           | -     |     |
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| 24.   25.  |  |                    | 22                 |                    |          |         |                |                |        |           |       |     |
| 25.   26.  |  |                    |                    |                    |          |         |                |                |        |           |       |     |
| 26.   27.   28.   29.     29 | -  |                    |                    |                    |          |         |                |                |        |           | -     |     |
| 27.   28.   29.     29.     27.     28.     29.      |  |                    | 2.0                |                    |          |         |                |                |        |           |       |     |
| Recommended assignments for hearing and/or deciding this case:  Full Commission Commission Panel 33.  Hearing Examiner Staff 34.  Date filed with CCA: 36.  Initials: OPR 38.  Staff Counsel 39.  40.  |  |                    |                    |                    |          |         |                |                |        |           |       |     |
| Recommended assignments for hearing and/or deciding this case:  Full Commission Commission Panel 33.   |  |                    |                    |                    |          |         |                |                |        |           | -     |     |
| and/or deciding this case:  Full Commission  | Desammended assignments for  |                    |                    |                    |          |         |                |                |        |           | +     |     |
| Staff Counsel  |  |                    | 21                 |                    |          |         |                |                |        |           | 1     |     |
| Hearing Examiner       Staff       34.       35.       35.       36.       37.       37.       38.       38.       39.       39.       39.       40. </td <td>and, or decraining emis ease.</td> <td></td>   | and, or decraining emis ease.  |                    |                    |                    |          |         |                |                |        |           |       |     |
| 35.  | Full Commission Commi  | ssion Panel        | 33.                |                    |          |         |                |                |        |           |       |     |
| Date filed with CCA:  Initials: OPR Staff Counsel 36. 37. 38. 39. 40.  | Hearing Examiner Staff   |                    | 34.                |                    |          |         |                |                |        |           |       |     |
| 37.  |  |                    | -                  |                    |          |         |                |                |        |           |       |     |
| Initials: OPR  | Date filed with CCA:   |                    |                    |                    |          |         |                |                |        |           | -     |     |
| Staff Counsel 39. 40.  | Initials: OPP  |                    |                    |                    |          |         |                | <del></del>    |        |           |       |     |
| 40.  |  |                    |                    |                    |          |         |                |                |        |           |       |     |
| Section 3 - Chairman Completes Assignments are as follows:   | Jean Counser   |                    |                    |                    |          |         |                |                |        |           |       |     |
|  | Section 3 - Chairman Complete  | 25                 | Assignm            | ents are           | as fol   | lows:   |                |                |        |           |       |     |

|     |    |        | - Hear | ing ( | Officer | (s)  |       |
|-----|----|--------|--------|-------|---------|------|-------|
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| ALL | BZ | DS     | JB     | BD    | DV      | Exam |       |
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Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

PSC/CCA015-C (Rev. 01/03)

\* COMPLETED EVENTS

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#### Section 1 - Bureau of Records Complete

Docket No. 040664-TP Date Docketed: 06/30/2004 Title: Request for approval of amendment to interconnection,

unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Xspedius, LLC.

Company: BellSouth Telecommunications, Inc.

Xspedius Management Co. Switched Services,

Xspedius, LLC

| Official Filing        |                              |                    | E        | xpiration:   | :         |        |          |         |          |              |     |
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|                        | Completes and returns to CCA |                    |          |  |           |        |          | ime Scl |          |              |     |
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|                        |                              |                    |          |  |           |        |          |         | Due      | Dates        |     |
| OPR Staff              | J Bates                      | _ Г                | Curi     | ent CASR   | revision  | level  |          |         | Previous | Currer       | ıt  |
|                        |                              | _  _ L             |          |  |           |        |          | r       |          | T 00 (20 (2) |     |
|                        |                              |                    |          | y Deadline   |           |        |          |         | NONE     | 09/30/20     |     |
|                        |                              |                    |          | Docket Fi  | 1e        |        |          |         | NONE     | 10/04/20     | _   |
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| Staff Counsel          | V McKay                      | 8.                 |          |  |           |        |          |         |          |              |     |
|                        |                              | 10.                |          |  |           |        |          |         |          |              |     |
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|                        |                              | 29.                |          |  |           |        |          |         |          |              |     |
| Recommended assignment | gnments for hearing          | 30.                |          |  |           |        |          |         |          |              |     |
| and/or deciding        | this case:                   | 31.                |          |  |           |        |          |         |          |              |     |
|                        |                              | 32.                |          |  |           |        |          |         |          |              |     |
|                        | Commission Panel             | . 33.              |          |  |           |        |          |         |          |              |     |
| Hearing Examiner       | Staff X                      |                    |          |  |           |        |          |         |          |              |     |
| D                      | 664 07/00/2224               | 35.                |          |  |           |        |          |         |          |              |     |
| Date filed with        | CCA: <u>07/08/2004</u>       | 36.                |          |  |           |        |          |         |          |              |     |
| Initials: OPR          |                              | 37.                |          |  |           |        |          |         |          |              |     |
| Staff                  | Counsel                      | - 30.<br>39.       |          |  |           |        |          |         |          | 1            | -   |
| Jearr                  |                              | 40.                |          |  |           |        |          |         |          |              |     |
| Section 3 - Chair      | rman Completes               |                    | gnments  | are as fo  | llows:    |        |          |         |          | •            |     |

 - Hearing Officer(s)

 Commissioners
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Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.
Where one Commissioner, a Hearing Examiner or a Staff Member is

assigned the full Commission decides the case.

|    | - Pre         | ehear | ing Of | ficer |   |  |  |  |  |  |
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Approved: <u>BB|HW|Rt</u>

Date: <u>07/08/2004</u>

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Section 1 - Bureau of Records Completes

Docket No. 040664-TP Date Docketed: 06/30/2004 Title:

Request for approval of amendment to interconnection,

unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Xspedius, LLC.

BellSouth Telecommunications, Inc. Company:

Xspedius Management Co. Switched Ser

Xspedius, LLC

| Official Filing  | Date:   | ı   | Expiratio   | on:       |                  |          |          |          |              |        |           |
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|                  | Completes and returns t                                     | o CCA in                                  | 10 worke    |           |                  |          |          | Time S   | chedule      |        |           |
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|                  | Staff Assignments   | FOR U                                     | PDATES CO   | NTACT TH  | E RECORD         | S SECTIO | N: (850) | 413-6770 |              |        |           |
|                  | Starr 7.33 rgmmentes  | _   |             |           |                  |          |          |          | D            | ue Dat |           |
|                  |   |   |             |           |                  |          |          |          |              |        |           |
| OPR Staff        | J Bates   | 1   | Curren      | Previou   | Previous Current |          |          |          |              |        |           |
|                  |   | 1.  | Statuto     | ry Deadli | ne               |          |          |          | SAME         | 0      | 9/30/2004 |
|                  |   | 2.  |             | Docket F  |                  |          |          |          | 10/04/20     | 04 1   | 1/04/2004 |
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|                  |   | 6.  |             |           |                  |          |          |          |              |        |           |
|                  |   | 7.  |             |           |                  |          |          |          |              |        |           |
| Staff Counsel    | V McKay   | 8.  |             |           |                  |          |          |          |              |        |           |
| Starr Couriser   | V McKay   | 9.  |             |           |                  |          |          |          |              |        |           |
|                  |   | 10.                                       |             |           |                  |          |          |          |              |        |           |
| <u>OCRs</u>      |   | 11.                                       |             |           |                  |          |          |          |              |        |           |
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|                  |   | $\begin{array}{c} 18. \\ 19. \end{array}$ |             |           |                  |          |          |          |              |        |           |
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|                  |   | 24.                                       |             |           |                  |          |          |          | -            |        |           |
|                  |   | 25.<br>26.                                |             |           |                  |          |          |          | <del> </del> |        |           |
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|                  |   | 28.                                       |             |           |                  |          |          |          |              |        |           |
|                  |   | 29.                                       |             |           |                  |          |          |          |              |        |           |
|                  | ignments for hearing  | 30.                                       | -           |           | ·                |          |          |          | -            |        |           |
| and/or deciding  | this case:  | 31.                                       |             |           |                  |          |          |          | -            |        |           |
| E 17 C           | 6 - 1 - 1 - P 1   | 32.                                       |             |           |                  |          |          |          | -            |        |           |
|                  | Commission Panel<br>Staff X                                 | 33.                                       |             |           |                  |          |          |          |              |        |           |
| Hearing          | $\underline{\hspace{1cm}}$ Staff $\underline{\hspace{1cm}}$ |   |             |           |                  |          |          |          | -            |        |           |
| Data filled odel | CCA - 10 /05 /2004  | 35.                                       |             |           |                  |          |          |          | -            |        |           |
| Date Tiled with  | CCA: 10/05/2004   | 36.<br>37.                                |             |           |                  |          |          |          |              |        |           |
| Initials OPR     |   | 38.                                       | <del></del> |           |                  |          |          |          |              |        |           |
|                  | Counsel   | 39.                                       | ****        |           |                  |          |          |          |              |        |           |
|                  | 7.5 00 15 <b>5</b> .7 <b>2</b>                              | 40  |             |           |                  |          |          |          |              |        |           |

Section 3 - Chairman Completes

Assignments are as follows:

Hearing Officer(s) Commissioners Hrg Staff Exam ALL BZ DS JB BD DV

Commissioners **ADM** DV BZ DS JB BD

Prehearing Officer

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: Date:

#### STATE OF FLORIDA

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
LILA A. JABER
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION CLERK & ADMINISTRATIVE SERVICES BLANCA S. BAYÓ DIRECTOR (850) 413-6770 (CLERK) (850) 413-6330 (ADMIN)

# Hublic Service Commission

July 2, 2004

Marshall M. Criser III, Regulatory Vice President BellSouth Telecommunications, Inc. 150 South Monroe Street, Suite 400 Tallahassee, Florida 32301

Re: Docket No. 040664-TP

Dear Mr. Criser:

This will acknowledge receipt of a request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Xspedius, LLC, which was filed in this office on June 30, 2004, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Bureau of Records

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## CCA Official Document . . .

8/19/2004 1:13 PM

1:13 PM

Kay Flynn

040664-TF

From:

Jeff Bates

Sent:

Thursday, August 19, 2004 12:52 PM

To:

Robyn P. Holland (Robyn.Holland@BELLSOUTH.COM)

Cc:

Victor McKay; Sally Simmons; Kay Flynn

Subject:

040664-TP - BellSouth/Xspedius - Amendment Error

Robyn,

The above amendment includes the incorrect name for the CLEC. There are two CLEC certificates issued to companies with Xspedius in their name. Xspedius, LLC is not a certificated CLEC in Florida.

The above agreement will need a replacement letter and agreement which indicate the correct entity name. The statutory deadline for this amendment is September 30, 2004.

Will you need more time beyond the statutory deadline to file corrections? Please notify me as soon as you can if you need additional time.

Jeff Bates Research Assistant Competitive Markets & Enforcement Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

Voice: 850-413-6538 Fax: 850-413-6539

# Kay Flynn

040664-TP

From: Holland, Robyn P [Robyn.Holland@BELLSOUTH.COM]

Sent: Wednesday, September 22, 2004 10:49 AM

To: Jeff Bates

Victor McKay; Sally Simmons; Kay Flynn

Subject: RE: 040664-TP - BellSouth/Xspedius - Amendment Error

#### Jeff:

Cc:

Let me touch base with negotiator. I will let you know something. I may be withdrawing this amendment and refile at later date.

-----Original Message-----

From: Jeff Bates [mailto:JBates@PSC.STATE.FL.US] Sent: Wednesday, September 22, 2004 10:41 AM

To: Holland, Robyn P

Cc: Victor McKay; Sally Simmons; Kay Flynn

Subject: FW: 040664-TP - BellSouth/Xspedius - Amendment Error

Robyn, what is the status of the below request?

From: Jeff Bates

Sent: Thursday, August 19, 2004 12:52 PM

To: Robyn P. Holland (Robyn.Holland@BELLSOUTH.COM)

Cc: Victor McKay; Sally Simmons; Kay Flynn

Subject: 040664-TP - BellSouth/Xspedius - Amendment Error

Robyn,

The above amendment includes the incorrect name for the CLEC. There are two CLEC certificates issued to companies with Xspedius in their name. Xspedius, LLC is not a certificated CLEC in Florida.

The above agreement will need a replacement letter and agreement which indicate the correct entity name. The statutory deadline for this amendment is September 30, 2004.

Will you need more time beyond the statutory deadline to file corrections? Please notify me as soon as you can if you need additional time.

Jeff Bates Research Assistant Competitive Markets & Enforcement Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

Voice: 850-413-6538 Fax: 850-413-6539

14155 2-04

## Kay Flynn

040664-TP

From:

Sally Simmons

Sent:

Tuesday, October 05, 2004 8:26 AM

To:

Jeff Bates

Cc:

Kay Flynn; Victor McKay

Subject: FW: 040664-TP - BellSouth/Xspedius - Amendment Error

Jeff, please discuss with GCL and determine if the amendment went into effect by operation of law. If the amendment did not go into effect by operation of law, Robyn can withdraw it without a problem. If the amendment did go into effect by operation of law, I believe she needs to file another amendment that only modifies the CLEC name, rather than file a replacement amendment. Thanks.

From: Holland, Robyn P [mailto:Robyn.Holland@BellSouth.com]

Sent: Tuesday, October 05, 2004 8:12 AM

To: Jeff Bates

Cc: Victor McKay; Sally Simmons; Kay Flynn

Subject: RE: 040664-TP - BellSouth/Xspedius - Amendment Error

The negotiator said she was still working on getting the corrected amendment. I will withdraw this today and refile the corrected version later. To get a corrected amendment the negotiator has to get with the CLEC and they have to sign the new amendment. This can take a few weeks. I should be re-filing within 2 weeks.

----Original Message-----

From: Jeff Bates [mailto:JBates@PSC.STATE.FL.US]

Sent: Monday, October 04, 2004 4:08 PM

To: Holland, Robyn P

Cc: Victor McKay; Sally Simmons; Kay Flynn

Subject: FW: 040664-TP - BellSouth/Xspedius - Amendment Error

Robyn, what is the status of this amendment and the below request for corrections? It went into effect by operation of law on September 30, 2004. I am changing the memo and close dates to allow you time to file a corrected amendment.

Kay, CASR revision to be filed.

From: Jeff Bates

Sent: Wednesday, September 22, 2004 10:50 AM

To: 'Holland, Robyn P'

Subject: RE: 040664-TP - BellSouth/Xspedius - Amendment Error

Okay, thanks.

From: Holland, Robyn P [mailto:Robyn.Holland@BELLSOUTH.COM]

Sent: Wednesday, September 22, 2004 10:49 AM

To: Jeff Bates

Cc: Victor McKay; Sally Simmons; Kay Flynn

Subject: RE: 040664-TP - BellSouth/Xspedius - Amendment Error

Let me touch base with negotiator. I will let you know something. I may be withdrawing this amendment and refile at later date.

----Original Message----

From: Jeff Bates [mailto:JBa.....@PSC.STATE.FL.US]
Sent: Wednesday, September 22, 2004 10:41 AM

To: Holland, Robyn P

Cc: Victor McKay; Sally Simmons; Kay Flynn

Subject: FW: 040664-TP - BellSouth/Xspedius - Amendment Error

Robyn, what is the status of the below request?

From: Jeff Bates

Sent: Thursday, August 19, 2004 12:52 PM

To: Robyn P. Holland (Robyn.Holland@BELLSOUTH.COM)

Cc: Victor McKay; Sally Simmons; Kay Flynn

Subject: 040664-TP - BellSouth/Xspedius - Amendment Error

Robyn,

The above amendment includes the incorrect name for the CLEC. There are two CLEC certificates issued to companies with Xspedius in their name. Xspedius, LLC is not a certificated CLEC in Florida.

The above agreement will need a replacement letter and agreement which indicate the correct entity name. The statutory deadline for this amendment is September 30, 2004.

Will you need more time beyond the statutory deadline to file corrections? Please notify me as soon as you can if you need additional time.

Jeff Bates Research Assistant Competitive Markets & Enforcement Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850

Voice: 850-413-6538 Fax: 850-413-6539

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