# ORIGINAL RECEIVED-FPSC

LAW OFFICES

Messer, Caparello & Self 05 JAN -5 PM 4:02

A Professional Association

Post Office Box 1876 Tallahassee, Florida 32302-1876 Internet: www.lawfla.com

COMMISSION CLERK

January 5, 2005

# BY HAND DELIVERY

Ms. Blanca Bavó, Director Commission Clerk and Administrative Services Room 110, Easley Building Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

> Re: Docket No. 041144-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of KMC Telecom III LLC, KMC Telecom V. Inc. and KMC Data LLC are an original and one copy of KMC's Notice of Service of KMC's Responses to Sprint-Florida, Incorporated's First Set of Interrogatories and First Request for Production of Documents in the above referenced docket.

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

Thank you for your assistance with this filing.

CMP	Single
COM	Sincerely)yours,
CTR	X
ECR	Floyd(R. Self
GCL FRS/amb	
OPCEnclosures	
MMSc: Parties of Record	
RCA RECEIVED & FILED	
SCR	THE STATE OF THE S
SECFPSC-BUREAU OF RECORDS	DOCUMENT NUMBER - DATE
OTH	00156 JAN-58

# BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

• )	Complaint against KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC for alleged failure to pay intrastate access charges pursuant to its interconnection agreement and Sprint's tariffs and for alleged violation of Section 364.16(3)(a), F.S., by Sprint-Florida, Incorporated		
-----	--	--	--

# NOTICE OF SERVING KMC's RESPONSES TO SPRINT-FLORIDA, INCORPORATED'S FIRST SET OF INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

KMC Telecom III LLC, KMC Telecom V, Inc., and KMC Data LLC (collectively "KMC"), by and through its undersigned counsel, hereby files and serves Notice that it has served its Responses to Sprint-Florida, Incorporated's First Set of Interrogatories and First Request for Production of Documents on by e-mail on Susan S. Masterton, Esq. at <a href="mailto:susan.masterton@mail.sprint.com">susan.masterton@mail.sprint.com</a> and U. S. Mail on Susan Masterton, Esq., Sprint-Florida Incorporated, P.O. Box 2214, Tallahassee, FL 32316-2214 on this 5<sup>th</sup> day of January, 2005.

Respectfully submitted,

Floyd R. Self, Esq. Messer, Caparello

MESSER, CAPARELLO & SELF, P.A. 215 South Monroe Street, Suite 701 Tallahassee, Florida 32301

(850) 222-0720 (voice)

(850) 224-4359 (facsimile)

fself@lawfla.com

Edward A. Yorkgitis, Jr.
Kelley Drye & Warren LLP
1200 19<sup>th</sup> Street, N.W., Fifth Floor
Washington, D.C. 20036
(202) 955-9600 (voice)
(202) 955-9792 (facsimile)
cyorkgitis@kelleydrye.com

Marva Brown Johnson KMC Telecom Holdings, Inc. 1755 North Brown Road Lawrenceville, GA 30043 (678) 985-6220 (voice) (678) 985-6213 (facsimile) marva.johnson@kmctelecom.com

Attorneys for KMC Telecom III, LLC, KMC Telecom V, Inc., and KMC Data LLC

# CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of the foregoing have been served upon the following parties by hand delivery (\*), electronic mail (\*\*) and/or U.S. Mail this 5<sup>th</sup> day of January, 2005.

Lee Fordham, Esq.\*
General Counsel's Office, Room 370
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Susan Masterton, Esq.\*\*
Sprint-Florida, Incorporated
P.O. Box 2214
Tallahassee, FL 32316-2214

W

Floyd R. Self