

÷.

Corporate Offices: 100 Meridian Centre Suite 250 Rochester, NY 14618-3979

August 24, 2005 Via Overnight Courier

Blanca S. Bayo', Director Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399

Re: Docket No. 041269-TP

Dear Ms. Bayo':

Enclosed for filing in the above-referenced Docket, please find one (1) original and fifteen (15) copies of the Response of American Fiber Systems, Inc.

Please receipt stamp and return the additional copy of this cover letter in the envelope provided.

Please contact me at the above address should you require any additional information in this matter.

Sincerely,

I Nint

Michael J. Nighan

xc: Parties of Record Adam Teizman Michael Barrett

Phone: (585) 340-5400 ext. 150 Fax: (585) 340-5401 mnighan@americanfibersystems.com

DOCUMENT NUMBER-DATE

08199 AUG 25 8

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

)
)

)

In Re:

- • • • •

Petition to Establish Generic Docket to Consider Amendments to Interconnection Agreements Resulting From Changes of Law Docket No. 041269-TP

Filed:

American Fiber Systems, Inc,'s Response to BellSouth's First Requests for Admission

NOW COMES, American Fiber Systems, Inc. ("AFS") who hereby submits its Response to BellSouth's First Requests for Admission in the above-referenced Docket.

Request for Admission #1:

Admit that you have fiber-based collocation arrangements at the following BellSouth wire centers:

ALPRGAMA MRTTGAMA NRCRGAMA SMRYGAPF SMYRGAMA

Response :

On behalf of itself AFS denies this statement. The listed wired centers are located in the State of Georgia. AFS does not operate in Georgia, is not certificated by the Georgia Public Service Commission, and does not have an interconnection agreement with BellSouth covering Georgia.

AFS admits the statement on behalf of its affiliate, American Fiber Systems of Georgia, Inc. ("AFSGA"). However AFSGA does not operate in Florida, is not certificated by the Florida Public Service Commission, and accordingly is not a party to this Docket.

Respectfully submitted this 24th. day of August, 2005

• • • •

AMERICAN FIBER SYSTEMS, INC.

0 3

Gita Ramachandran Chief Financial Officer 100 Meridian Centre Suite 250 Rochester, NY 14618 (585) 340-5400

OATH

County of Monroe State of New York

· · · ·

On this 24th.day of August, 2005 Gita Ramachandran makes oath and says that she is Chief Financial Officer of American Fiber Systems, Inc., that she has examined the foregoing Response, and that to the best of her knowledge, information and belief, all statements of fact contained therein are true and that said Response is a correct statement of the business affairs of the Respondent in respect to each and every matter set forth therein.

Gita Ramachandran

Notarv

MARTIN CONSTABLE NOTARY PUBLIC, State of N.Y., Monroe Co. My Commission Expires November 28, 2006

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the following this 24th. day of August, 2005 by first class U.S. mail:

• •

÷ ,

Alan C. Gold, P.A. Alan C. Gold/James L. Parado Gables One Tower 1320 South Dixie Highway, Suite 870 Coral Gables, FL 33146 AT&T Sonia Daniels 1230 Peachtree Street, NE 4th Floor Atlanta, GA 30309 AT&T Communications of the Southern States, LLC (05) Tracy Hatch, Esq. 101 North Monroe Street, Suite 700 Tallahassee, FL 32301 Azul Tel, Inc. 2200 South Dixie Highway, Suite 506 Miami, FL 33133-2300 BellSouth Telecommunications, Inc. N.White/D.Lackey/E.Edenfield/M.Mays c/o Ms. Nancy H. Sims 150 South Monroe Street, Suite 400 Tallahassee, FL 32301-1556 Casey Law Firm **Bill Magness** 98 San Jacinto Blvd., Suite 1400 Austin, TX 78701

Covad Communications Company Charles (Gene) Watkins 1230 Peachtree Street NE, Suite 1900 Atlanta, GA 30309

FCCA/CompSouth (Moyle) Vicki Gordon Kaufman c/o Moyle Law Firm 118 North Gadsden Street Tallahassee, FL 32301

. .

FDN Communications Matthew Feil, Esq. 2301 Lucien Way, Suite 200 Maitland, FL 32751

Florida Municipal Power Agency Jody Lamar Finklea P.O. Box 3029 Tallahassee, FL 32315-3029

GRUCom Raymond O. Manasco, Jr. P. O. Box 147117, Station A-138 Gainesville, FL 32614-7117

ITC^DeltaCom Ms. Nanette Edwards 7037 Old Madison Pike, Suite 400 Huntsville, AL 35806

MCI Dulaney O'Roark III, Esq. 6 Concourse Parkway Suite 600 Atlanta, GA 30328 MCImetro Access Transmission Services LLC Ms. Donna C. McNulty 1203 Governors Square Blvd., Suite 201 Tallahassee, FL 32301-2960

Messer Law Firm Floyd R. Self P. O. Box 1876 Tallahassee, FL 32302-1876

Moyle Law Firm (05) Vicki Gordon Kaufman 118 North Gadsden Street Tallahassee, FL 32301

NuVox/NewSouth/Xspedius/KMC Telecom (Kelley) J.Heitmann/B.Mutschelknaus/S.Kassman c/o Kelley Law Firm 1200 19th St., NW, Suite 500 Washington, DC 20036

NuVox/NewSouth/Xspedius/KMC Telecom (Messer) Norman H. Horton, Jr. c/o Messer Law Firm P.O. Box 1876 Tallahassee, FL 32302-1876

Orlando Telephone Company 4558 S.W. 35th Street, Suite 100 Orlando, FL 32811-6541

Rutledge Law Firm Kenneth Hoffman/Martin McDonnell P.O. Box 551 Tallahassee, FL 32302 SECCA/US LEC Corp. Wanda Montano/Terry Romine 6801 Morrison Blvd. Charlotte, NC 28211

, '

, ,

Sprint Communications Company Limited Partnership Susan Masterton P.O. Box 2214 Tallahassee, FL 32316-2214

Steel Hector Law Firm Charles A. Guyton 215 South Monroe Street, Suite 601 Tallahassee, FL 32301-1804

STS Telecom 12233 S.W. 55th Street, #811 Cooper City, FL 33330-3303

Supra Telecommunications & Information Systems, Inc.(05) Steven Chaiken/Brian Chaiken 2901 SW 149th Avenue Suite 300 Miramar, FL 33027

The Helein Law Group, LLLP Jonathan S. Marashlian, Esq. 8180 Greensboro Drive, Suite 700 McLean, VA 22102

WilTel Local Network, LLC Adam Kupetsky One Technology Center (TC-15) 100 South Cincinnati Tulsa, OK 74103 XO Communications, Inc. Dana Shaffer 105 Molloy Street, Suite 300 Nashville, TN 37201

• '

4 K

ŕ

nighan Michael J lighan