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September 16, 2005

VIA ELECTRONIC FILING

Ms. Blanca Bayó, 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. 041338-TP

Dear Ms. Bayó:

Enclosed for filing in the above referenced docket on behalf of Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch ("Birch") is an electronic version of Birch's Notice of Withdrawal in the above referenced docket.

Thank you for your assistance with this filing.

Sincerely yours,


Floyd R. Self

FRS/amb
Enclosures
cc: Parties of Record

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

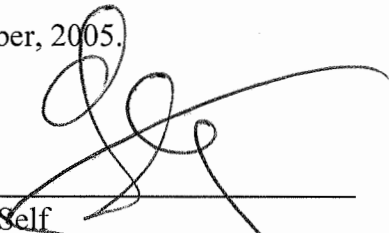
In re: Petition For Generic Proceeding)
To Set Rates, Terms, and Conditions For)
Batch Hot Cuts For UNE-P To UNE-L Conversions)
and for ILEC to UNE-L Conversions in the)
BellSouth Telecommunications, Inc. Service Area)
_____)

Docket No. 041338-TP
Filed: September 16, 2005

BIRCH'S NOTICE OF WITHDRAWAL

Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch ("Birch"), respectfully serves notice of its withdrawal of its participation, in the Joint Petition by ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom d/b/a Grapevine ("ITC^DeltaCom"), Birch Telecom of the South, Inc. d/b/a Birch Telecom and d/b/a Birch ("Birch"), DIECA Communications, Inc. d/b/a Covad Communications Company ("Covad"), Florida Digital Network, Inc. ("FDN"), LecStar Telecom, Inc. ("LecStar"), MCImetro Access Transmission Services, LLC, and MCI WORLDCOM Communications, Inc. ("MCI"), and Network Telephone Corporation (hereinafter collectively "Joint CLECs"), to the Florida Public Service Commission ("Commission") for a generic proceeding to set rates, terms, and conditions for hot cuts and batch hot cuts for UNE-P to UNE-L conversions and for retail to UNE-L conversions in the BellSouth Telecommunications, Inc. ("BellSouth") service area in the above referenced docket (the "Joint Petition"). Birch's withdrawal applies only to Birch and does not apply to any of the remaining Joint CLECs in the Joint Petition.

Respectfully submitted this 16th day of September, 2005.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon the following parties by Electronic Mail this 16th day of September, 2005.

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