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# **Ruth Nettles**

From:	Hodge, Megan [MHodge@foley.com]
Sent:	Thursday, May 15, 2008 1:11 PM
То:	Filings@psc.state.fl.us
Subject:	Filing - Docket No. 070408-TP
Attachments:	Neutral Tandem_Postponement.pdf

Attached please find the Request for Postponement for Neutral Tandem, Inc. et al to be filed today via electronically.

Thank you, Megan

Megan Hodge

Foley & Lardner LLP 106 E. College Ave. Suite 900 Tallahassee, FL 32301 Phone: 850-222-6100 ex. 3391 Fax: 850-561-6475

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OCUMENT NUMBER-DATE

FPSC-COMMISSION CLERK

## **BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition of Neutral Tandem, Inc. and ) Neutral Tandem-Florida, LLC ) for Resolution of Interconnection Dispute ) with Level 3 Communications and Request ) for Expedited Resolution ) Docket No. 070408-TP

Filed: May 15, 2008

### NEUTRAL TANDEM, INC. AND NEUTRAL TANDEM-FLORIDA, LLC'S REQUEST FOR POSTPONEMENT

Neutral Tandem, Inc. and Neutral Tandem-Florida, LLC ("Neutral Tandem"), by and through their undersigned attorneys and pursuant to Rule 28-106.204(1), Florida Administrative Code, hereby respectfully move for a postponement of consideration of this matter to the June 17, 2008, Conference Agenda and state as follows:

1. On May 9, 2008, the Commission issued a notice that a matter in this docket would be

considered at the May 20, 2008, Conference Agenda, specifically as Item No. 6.

- 2. Unfortunately, counsel has a schedule conflict with the May 20, date, and therefore requests this matter be postponed until the June 17, Conference Agenda.
- 3. The requested postponement will not result in prejudice as there are no critical dates associated with the scheduled Item No. 6.

4. Pursuant to Rule 28-106.204(3), Florida Administrative Code, undersigned counsel has conferred with counsel for Level 3 and Level 3 opposes the relief requested.

DOCUMENT NUMBER-DATE 04043 MAY 15 8 FPSC-COMMISSION CLERK WHEREFORE, based on the foregoing, Neutral Tandem, Inc. and Neutral Tandem-Florida, LLC, respectfully request this matter be postponed until the June 17, 2008, Conference Agenda.

Respectfully submitted,

### NEUTRAL TANDEM, INC. NEUTRAL TANDEM-FLORIDA, LLC

By: <u>s/Christopher M. Kise</u> Christopher M. Kise Foley & Lardner, LLP 106 East College Ave., Suite 900 Tallahassee, FL 32301 (850) 513-3367 ckise@foley.com

> Beth Keating Akerman Senterfitt 106 East College Avenue, Suite 1200 P.O. Box 1877 (32302) Tallahassee, Florida 32301 (850) 521-8002 beth.keating@akerman.com

Attorneys for Neutral Tandem, Inc. and Neutral Tandem-Florida, LLC

John R. Harrington Jenner & Block LLP 330 N. Wabash Ave. Suite 4700 Chicago, IL 60611 (312) 222-9350 jharrington@jenner.com

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served via U.S. Mail First Class and Electronic Mail to Kenneth Hoffman, Esquire, Rutledge, Ecenia, Purnell, and Hoffman, P.A., 215 South Monroe Street, Suite 420, Tallahassee, FL 32301 (ken@reuphlaw.com), and that a copy has also been provided to the persons listed below this 15<sup>th</sup> day of May, 2008:

Gregg Strumberger, Esquire\* Gregory Rogers, Esquire\* Level 3 Communications, Inc. 1025 El Dorado Boulevard Broomfield, CO 80021 gregg.strumberger@level3.com

Adam Teitzman, Staff Counsel Florida Public Service Commission, Office of the General Counsel 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 ateitzma@psc.state.fl.us

Beth Salak, Director/Division of Competitive Markets and Enforcement Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 bsalak@psc.state.fl.us

By:

<u>s/Christopher M. Kise</u> Christopher M. Kise