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Public Service Commission

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1201 West Peachtree Street, Suite 600
Atlanta, GA 30309-3449

Windstream NuVox, Inc.
James White
5220 Belford Road, Suite 115
Jacksonville, Florida 32256-6029

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FPSC-COMMISSION CLERK

In re: Amended Complaint of Qwest Communications Company, LLC against MCImetro Access Transmission Services (d/b/a Verizon Access Transmission Services); XO Communications Services, Inc.; tw telecom of florida, l.p.; Granite Telecommunications, LLC; Broadwing Communications, LLC; Access Point, Inc.; Birch Communications, Inc.; Budget Prepay, Inc.; Bullseye Telecom, Inc.; DeltaCom, Inc.; Ernest Communications, Inc.; Flatel, Inc.; Navigator Telecommunications, LLC; PaeTec Communications, Inc.; STS Telecom, LLC; US LEC of Florida, LLC; Windstream Nuvox, Inc.; and John Does 1 through 50, for unlawful discrimination.	DOCKET NO. 090538-TP DATED: September 14, 2012

COMMISSION STAFF'S PREHEARING STATEMENT

Pursuant to Order No. PSC-12-0048-PCO-TP, filed February 2, 2012, the Staff of the Florida Public Service Commission files its Prehearing Statement.

a.   All Known Witnesses

Staff has no known witnesses at this time.

b.   All Known Exhibits

Staff has no known exhibits at this time.

c.   Staff's Statement of Basic Position

Staff's positions are preliminary and based on materials filed by the parties and on discovery. The preliminary positions are offered to assist the parties in preparing for the hearing. Staff's final positions will be based upon all the evidence in the record and may differ from the preliminary positions stated herein.

d.   Staff's Position on the Issues

ISSUE 1:   For conduct occurring prior to July 1, 2011, does the Florida Public Service Commission retain jurisdiction over: