

ORIGINAL

**Matilda Sanders**

**From:** Cara Gowan [CGowan@mail.fdn.com]  
**Sent:** Thursday, July 22, 2004 4:07 PM  
**To:** Filings@psc.state.fl.us  
**Subject:** Docket No. 040520-TP and Docket No. 040489-TP

Please file, on behalf of FDN Communications, the attached letters to Blanca Bayo in which FDN memorializes that it does not object to the FPSC's suspending case activity pending issuance of FCC pronouncement/order addressing interim treatment of UNE rules in the following dockets:

- 1) Docket No. 040520-TP - In re: Emergency Petition of FCCA, AT&T, and MCI to Require ILECs to Continue to Honor Existing Interconnection Obligations
- 2) Docket No. 040489-TP - In re: Proceeding to Address Actions Necessary to Respond to the Federal Communications Commission Triennial Review Order Released August 21, 2003

The documents to be filed in above-referenced dockets consist of a letter to Blanca Bayo for a total of one (1) page in each docket.

The person who is responsible for electronically filing these documents is:

Name: Matthew Feil  
Address: FDN Communications  
2301 Lucien Way, Ste. 200  
Maitland, FL 32751  
Phone No: 407-835-0460  
Email: mfeil@mail.fdn.com

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**08001 JUL 22 03**  
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July 22, 2004

Ms. Blanca S. Bayo  
Director, Division of the Commission  
Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

via Electronic Mail

Re: Docket No. 040489-TP; Proceeding to Address Actions Necessary to  
Respond to the Federal Communications Commission Triennial Review  
Order Released August 21, 2003

Dear Ms. Bayo:

Pursuant to the request of staff counsel, FDN Communications writes to memorialize that it does not have an objection to the FPSC's suspending case activity in the captioned matter pending issuance of FCC pronouncement/order addressing interim treatment of UNE rules in light of the D.C. Circuit Court's ruling in USTA II.

If you have any questions regarding the enclosed, please call me at 407-835-0460.

Sincerely,

*s/ Matthew Feil*

Matthew Feil  
General Counsel  
FDN Communications

cc: Vicki Gordon Kaufman, Esq.  
Beth Keating, Florida Public Service Commission  
Nancy B. White  
Richard Chapkis  
Dana Shaffer  
Kristin U. Shulman

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