

Ruth Nettles

100021-TP
100022-TP

From: WOODS, VICKIE (Legal) [vf1979@att.com]
Sent: Thursday, March 04, 2010 9:30 AM
To: Filings@psc.state.fl.us
Subject: 100021/100022-TP AT&T Florida's Unopposed Motion for Extension of Time to Respond to Motions to Dismiss and/or Stay, Counterclaim and Requests for Oral Argument
Importance: High
Attachments: DOC001.PDF

A. Vickie Woods
BellSouth Telecommunications, Inc. d/b/a AT&T Florida
150 South Monroe Street
Suite 400
Tallahassee, Florida 32301
(305) 347-5560
vf1979@att.com

B. Docket No.: 100021-TP: Complaint of BellSouth Telecommunications,
Inc. d/b/a AT&T Florida Against LifeConnex Telecom, LLC f/k/a Swiftel, LLC

Docket No. 100022-TP: Complaint of BellSouth Telecommunications,
Inc. d/b/a AT&T Florida Against Image Access, Inc. d/b/a New Phone

C. BellSouth Telecommunications, Inc. d/b/a AT&T Florida
on behalf of Manuel A. Gurdian

D. 5 pages total (includes letter, certificate of service and pleading)

E. BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Unopposed Motion for Extension of Time to Respond to Motions to Dismiss
and/or Stay, Counterclaim and Requests for Oral Argument

.pdf

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DOCUMENT NUMBER-DATE

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3/4/2010



Manuel A. Gurdian
General Attorney

AT&T Florida
150 South Monroe Street
Suite 400
Tallahassee, FL 32301

T: (305) 347-5561
F: (305) 577-4491
manuel.gurdian@att.com

March 4, 2010

Ms. Ann Cole
Office of the Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Docket No. 100021-TP: Complaint of BellSouth Telecommunications, Inc. d/b/a AT&T Florida Against LifeConnex Telecom, LLC f/k/a Swiftel, LLC

Docket No. 100022-TP: Complaint of BellSouth Telecommunications, Inc. d/b/a AT&T Florida Against Image Access, Inc. d/b/a New Phone

Dear Ms. Cole:

Enclosed is BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Unopposed Motion for Extension of Time to Respond to Motions to Dismiss and/or Stay, Counterclaims and Requests for Oral Argument, which we ask that you file in the captioned dockets.

Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,



Manuel A. Gurdian

cc: All parties of record
Gregory R. Follensbee
Jerry D. Hendrix
E. Earl Edenfield, Jr.

CERTIFICATE OF SERVICE
Docket Nos. 100021-TP and 100022-TP

I HEREBY CERTIFY that a true and correct copy was served via

Electronic Mail and First Class U. S. Mail this 4th of March, 2010 to the following:

Charles Murphy
Jamie Morrow
Staff Counsels
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
cmurphy@psc.state.fl.us
lmorrow@psc.state.fl.us

LifeConnex Telecom, LLC
13700 Perdido Key Drive
Unit B222
Perdido Key, FL 32507
Tel. No. (850) 304-1496
Fax. No. (850) 439-1227
angie.franco@mchsi.com
angiewatson@cox.net

NewPhone, Inc.
Mr. Jim R. Dry
5555 Hilton Avenue, Suite 415
Baton Rouge, LA 70808
Tel. No. (225) 214-4412
Fax No. (225) 214-4111
jimdry@razorline.com

Matthew J. Fell
Akerman Senterfitt
106 East College Avenue
Suite 1200
Tallahassee, FL 32301
Tel. No. (850) 224-9634
matt.fell@akerman.com



Manuel A. Gurdian

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of BellSouth)
Telecommunications, Inc. d/b/a AT&T) Docket No.100021-TP
Florida Against LifeConnex Telecom, LLC)
f/k/a Swiftel, LLC)
_____)

In re: Complaint of BellSouth) Docket No.100022-TP
Telecommunications, Inc. d/b/a AT&T)
Florida Against Image Access, Inc. d/b/a) Filed: March 4, 2010
New Phone)
_____)

**UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND
TO MOTIONS TO DISMISS AND/OR STAY, COUNTERCLAIMS AND
REQUESTS FOR ORAL ARGUMENT**

BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T Florida"), pursuant to Rule 28-106.204, Florida Administrative Code, hereby files this Unopposed Motion for Extension of Time to Respond to Image Access, Inc. d/b/a NewPhone ("NewPhone") and LifeConnex¹ Telecom, LLC f/k/a Swiftel, LLC's ("LifeConnex") Motions to Dismiss and/or Stay, Counterclaims and Requests for Oral Argument. As grounds therefor, AT&T Florida state as follows:

1. On January 8, 2010, AT&T Florida filed Complaints and Petitions for Relief in the above-referenced dockets against LifeConnex and NewPhone.
2. On February 3, 2010, LifeConnex and NewPhone filed Unopposed Motions to Extend Due Date to File Responsive Pleadings to AT&T Florida's Complaint and Petition for Relief and to Set Due Date to Respond to AT&T Florida's Motion to Consolidate. On February 8, 2010, the Prehearing Officer granted the Motions via Order Nos. PSC-10-0074-PCO-TP and PSC-10-0075-PCO-TP.

¹ On February 25, 2010, LifeConnex filed a Joinder in NewPhone's Response in Opposition to AT&T Florida's Motion for Consolidation and Motion to Dismiss and/or Stay in Docket No. 100022-TP.

DOCUMENT NUMBER-DATE

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3. On February 22, 2010, LifeConnex and NewPhone filed Unopposed Motions to Extend Due Date to File Responsive Pleadings to AT&T Florida's Complaint and Petition for Relief and to Set Due Date to Respond to AT&T Florida's Motion to Consolidate. On February 23, 2010, the Prehearing Officer granted the Motions via Order Nos. PSC-10-0100-PCO-TP and PSC-10-0101-PCO-TP

4. On February 25, 2010, LifeConnex and New Phone filed Motions to Dismiss and/or Stay, Answers, Affirmative Defenses and Counter-Claims against AT&T Florida and Requests for Oral Argument.

5. AT&T Florida's responses to the Motions to Dismiss and Requests for Oral Argument are due March 4, 2010. AT&T Florida's response to the Counter-claims is due on March 17, 2010.

6. Due to the complexity of the issues, the need to investigate LifeConnex and NewPhone's counter-claims and the need to coordinate responses in nine states, AT&T Florida requires until April 9, 2010 to respond to the afore-mentioned pleadings.

7. Counsel for LifeConnex and NewPhone have advised that they are unopposed to the requested extension.

WHEREFORE, for the foregoing reasons, AT&T Florida requests that the Prehearing Officer grant this motion extending the due date of its responses to LifeConnex and NewPhone's Motions to Dismiss and/or Stay, Counter-claims and Requests for Oral Argument until April 9, 2010.

Respectfully submitted this 4th day of March, 2010.

AT&T FLORIDA


E. EARL EDENFIELD JR.
TRACY W. HATCH
MANUEL A. GURDIAN
c/o Gregory R. Follensbee
150 South Monroe Street, Ste. 400
Tallahassee, FL 32301
Tel. No. (305) 347-5558
Fax. No. (305) 577-4491
manuel.gurdian@att.com

734801