

Dorothy Menasco

From: Bryson, Arlene [Arlene.Bryson@ruden.com] on behalf of Cooke, Michael [Michael.Cooke@ruden.com]
Sent: Monday, July 18, 2011 9:38 AM
To: Filings@psc.state.fl.us
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Subject: Docket No. 090538-TP- Qwest Communications Company, LLC - Withdrawal of Preliminary Response to Joint Motion to Dismiss
Attachments: 2565_001.pdf

Docket No.:

Docket No. 090538-TP – 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.; Lightyear Network Solutions, LLC; 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.

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Filed on behalf of:

Qwest Communications Company, LLC

Total number of pages:

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Description:

Qwest Communication Company, LLC's Withdrawal of Preliminary Response to Joint Motion to Dismiss

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7/18/2011



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July 18, 2011

Ms. Ann Cole, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 090538-TP, Qwest Communications Company, LLC—Preliminary Response
to Joint Motion to Dismiss

Dear Ms. Cole:

On July 11, 2011, Qwest Communications Company, LLC, ("QCC") filed a motion to extend the time for submitting its response to the Joint Motion to Dismiss filed by respondents in this docket on July 8, 2011. Per Rule 28-106.204(1), Florida Administrative Code, absent an extension of time, QCC's response was due on July 15, 2011. As a precaution, at approximately 4:56 p.m. on July 15, 2011, QCC filed its Preliminary Response to the Joint Motion to Dismiss. Shortly thereafter, QCC received notification by e-mail that an Order Granting Extension of Time to Respond and Postponement of Issue Identification had been issued by the Prehearing Officer and that the Order would be filed in the docket on July 18, 2011. Due to the Prehearing Officer's July 15, 2011 Order granting QCC's request for extension of time, QCC withdraws the Preliminary Response to Joint Motion to Dismiss it filed on July 15th. QCC will file its response to the Joint Motion to Dismiss in accordance with the July 15th order.

Very Truly Yours

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**CERTIFICATE OF SERVICE
DOCKET NO. 090538-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by electronic delivery and/or U.S. Mail this 18th day of July, 2011, to the following:

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