Dulaney L. O'Roark III Vice President & General Counsel, Southeast Region Legal Department



5055 North Point Parkway Alpharetta, Georgia 30022

Phone 678-259-1449 Fax 678-259-1589 de.oroark@verizon.com

December 18, 2008 - VIA ELECTRONIC MAIL

Ann Cole, Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re: Docket No. 080701-TP

Emergency complaint and petition requesting initiation of show cause proceedings against Verizon Florida LLC for alleged violation of Rules 25-4.036 and 25-4.038, Florida Administrative Code, by Bright House Networks Information Services (Florida) LLC and Bright House Networks, LLC

Dear Ms. Cole:

Enclosed for filing in the above-referenced matter is Verizon Florida LLC's Motion for Extension of Time to Respond to Complaint. Service has been made as indicated on the Certificate of Service. If there are any questions regarding this filing, please contact me at (678) 259-1449.

Sincerely,

s/ Dulaney L. O'Roark III

Dulaney L. O'Roark III

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Enclosures

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Emergency complaint and petition requesting) initiation of show cause proceedings against Verizon) Florida LLC for alleged violation of Rules 25-4.036) And 25-4.038, Florida Administrative Code, by Bright) House Networks Information Services (Florida) LLC) and Bright House Networks, LLC) Docket No. 080701-TP Filed: December 18, 2008

VERIZON FLORIDA LLC'S MOTION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINT

Pursuant to Rule 28-206.204(6), F.A.C., Verizon Florida LLC ("Verizon") moves for an extension of time to respond to the complaint filed by Bright House Networks Information Services (Florida) LLC and Bright House Networks, LLC ("Bright House") in this docket. As grounds for its motion, Verizon states the following:

1. The complaint was filed and served on December 9, 2008. Under Rule 28-206.204(2), a motion to dismiss would be due on December 29, 2008. Under Rule 28-206.203, Verizon would be entitled to file an answer and would expect to do so by December 29 if it did not file a motion to dismiss.

2. Verizon requests an extension of two weeks, until January 12, 2009, to move to dismiss or answer the complaint. Verizon requests this additional time because the current due date falls during the Christmas holidays, making it difficult for Verizon to complete its investigation of Bright House's allegations and prepare its response by the current due date.

3. Counsel for Verizon has consulted with counsel for Bright House and has been informed that Bright House does not oppose Verizon's request.

Verizon therefore respectfully requests that its motion be granted.

Respectfully submitted on December 18, 2008.

By: <u>s/ Dulaney L. O'Roark III</u> Dulaney L. O'Roark III P. O. Box 110, 37th Floor MC FLTC0007 Tampa, Florida 33601-0110 Phone: (678) 259-1449 Fax: (678) 259-1589 email: de.oroark@verizon.com

Attorney for Verizon Florida LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of the foregoing were sent via electronic mail and/or U.S. mail on December 18, 2008 to:

Staff Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Beth Keating Akerman Senterfitt 106 East College Avenue, Suite 1200 Tallahassee, FL 32301 <u>beth.keating@akerman.com</u>

Marva Brown Johnson Bright House Networks 12985 North Telecom Parkway Temple Terrace, FL 33637-0907 <u>marva.johnson@bhnis.com</u>

s/ Dulaney L. O'Roark III