

Section 1 - Bureau of Records and Hearings Services Completes

Docket No. 040056-TI Date Docketed: 01/20/2004 Title: Petition for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., Local, Local Toll, or Toll Provider Selection, in connection with transfer of multi-service customers to Qwest Communications Corporation, by Allegiance Telecom of Florida, Inc.

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to: \_\_\_\_\_

("C" indicates OPR)

Table with columns: AUS, CAF, CCA, (CMP), ECR, EXT, GCL, MMS, PIF. Row 1: X, X

Section 2 - OPR Completes and returns to CCA in 10 workdays. Time Schedule

Program Module B7(b)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

Staff Counsel

OCRs

0 Current CASR revision level

Due Dates Previous Current

Table with 40 rows and 3 columns: Item number, Description, Due Date Previous, Due Date Current

Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel \_\_\_\_\_ Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: \_\_\_\_\_

Initials: OPR \_\_\_\_\_ Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Table for Hearing Officer(s) assignments: Commissioners (ALL, BZ, DS, JB, BD, DV), Hrg Exam, Staff

- Prehearing Officer

Table for Prehearing Officer assignments: Commissioners (BZ, DS, JB, BD, DV), ADM

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_

Date: \_\_\_\_\_

DOCUMENT NO

13787-04

Section 1 - Bureau of Records and Hearing Services Completes

Docket No. 040056-TI Date Docketed: 01/20/2004 Title: Petition for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., Local, Local Toll, or Toll Provider Selection, in connection with transfer of multi-service customers to Qwest Communications Corporation, by Allegiance Telecom of Florida, Inc.

Company: Allegiance Telecom of Florida, Inc.  
Qwest Communications Corporation

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to: \_\_\_\_\_

("O") indicates OPR)

AUS	CAF	CCA	(CMP)	ECR	EXT	GCL	MMS	PIF
			X			X		

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module B7(b)

**WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770**

Staff Assignments

OPR Staff T Williams

Staff Counsel L Fordham

OCRs \_\_\_\_\_

Current CASR revision level

Due Dates  
Previous Current

1. Staff Recommendation	NONE	03/04/2004
2. Agenda	NONE	03/16/2004
3. PAA Order	NONE	04/05/2004
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		
21.		
22.		
23.		
24.		
25.		
26.		
27.		
28.		
29.		
30.		
31.		
32.		
33.		
34.		
35.		
36.		
37.		
38.		
39.		
40.		

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel \_\_\_\_\_  
Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: 01/28/2004

Initials: OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg	Staff
ALL	BZ	DS	JB	BD	DV	Exam	
X							

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.

Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

- Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	
					X

Approved: BB/rt

Date: 01/28/2004

Ruth Nettles

---

To: Jackie Gilchrist  
Cc: Paula Isler  
Subject: RE: Allegiance Telecom, Inc./Qwest

Thank you. I'll get the docket setup.

-----Original Message-----  
From: Jackie Gilchrist  
Sent: Wednesday, January 21, 2004 8:33 AM  
To: Ruth Nettles  
Cc: Paula Isler  
Subject: RE: Allegiance Telecom, Inc./Qwest

Ruth,

You are correct, just open a docket to process the waiver. The wording of the docket title does not need to state the Chapter 11 Bankruptcy.

-----Original Message-----  
From: Paula Isler  
Sent: Tuesday, January 20, 2004 4:27 PM  
To: Ruth Nettles  
Cc: Jackie Gilchrist  
Subject: FW: Allegiance Telecom, Inc./Qwest

Hi Ruth. I've reviewed the filing and believe that this is Jackie's call on how she handles cases like this. The letter states that after the transfer of assets from Allegiance to Qwest takes place, Allegiance will then request cancellation of its certificates, but not until then.

-----Original Message-----  
From: Paula Isler  
Sent: Tuesday, January 20, 2004 3:48 PM  
To: Ruth Nettles  
Subject: RE: Allegiance Telecom, Inc./Qwest

Will do.

-----Original Message-----  
From: Ruth Nettles  
Sent: Tuesday, January 20, 2004 3:47 PM  
To: Jackie Gilchrist  
Cc: Paula Isler  
Subject: Allegiance Telecom, Inc./Qwest  
Importance: High

It is me again,

I have a new filing from above companies; it looks like I'm going to open a docket for petition of waiver of Rule 25-4.118, FAC, attached to filing. I'm going to fax to you right now the petition, and I will open a docket for rule waiver only unless you tell me other wise. I'm hesitant about the docket title since it involves debtor-in-possession, and so I'm thinking that the wording to the title should indicate Chapter 11 Bankruptcy? You can let me know though after you have read the filing. I'm bumping this docket to last so we can all have time to review. Thank you for your help.



STATE OF FLORIDA

COMMISSIONERS:  
BRAULIO L. BAEZ, CHAIRMAN  
J. TERRY DEASON  
LILA A. JABER  
RUDOLPH "RUDY" BRADLEY  
CHARLES M. DAVIDSON



DIVISION OF THE COMMISSION  
CLERK & ADMINISTRATIVE  
SERVICES  
BLANCA S. BAYÓ  
DIRECTOR  
(850) 413-6770 (CLERK)  
(850) 413-6330 (ADMIN)

## Public Service Commission

January 28, 2004

Paul O. Gagnier, Esquire  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, NW, Suite 300  
Washington, DC 20007

**Re: Docket No. 040056-TI**

Dear Mr. Gagnier:

This will acknowledge receipt of a petition for waiver of carrier selection requirement of Rule 25-4.118, F.A.C., Local, Local Toll, or Toll Provider Selection, in connection with transfer of multi-service customers to Qwest Communications Corporation, by Allegiance Telecom of Florida, Inc., which was filed in this office on January 20, 2004, and assigned the above-referenced docket number. Appropriate staff members will be advised.

Mediation may be available to resolve any dispute in this docket. If mediation is conducted, it does not affect a substantially interested person's right to an administrative hearing. For more information, contact the Office of General Counsel at (850) 413-6248 or FAX (850) 413-7180.

Bureau of Records

I:\Records\acklet-no-app.doc

---

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850

An Affirmative Action / Equal Opportunity Employer

PSC Website: <http://www.floridapsc.com>

Internet E-mail: [contact@psc.state.fl.us](mailto:contact@psc.state.fl.us)

Kay Flynn

040056-TI

**From:** Lee Fordham  
**Sent:** Wednesday, January 28, 2004 4:18 PM  
**To:** Kay Flynn; Tommy Williams  
**Subject:** RE: Docket No. 040056-TI; Allegiance Telecom of Florida, Inc.

This is a petition by Quest to acquire the customer base of the bankrupt company. Such acquisition does require a waiver of the rule for them to do so and, therefore, would require that this docket be opened. The cancellation of the certificate is a separate matter and will likely be handled at a later date via another docket.

-----Original Message-----

**From:** Kay Flynn  
**Sent:** Wednesday, January 28, 2004 1:35 PM  
**To:** Tommy Williams  
**Cc:** Lee Fordham  
**Subject:** RE: Docket No. 040056-TI; Allegiance Telecom of Florida, Inc.

Tommy, just fyi, we opened this docket on advice from Jackie Gilchrist.

If it does need to be closed because it was opened in error, we will need a memo stating that from CMP and GCL.

Kay

-----Original Message-----

**From:** Tommy Williams  
**Sent:** Wednesday, January 28, 2004 1:28 PM  
**To:** Kay Flynn  
**Cc:** Lee Fordham  
**Subject:** Docket No. 040056-TI; Allegiance Telecom of Florida, Inc.

January 28, 2004

Kay, I believe we docketed this to soon. Allegiance Telecom of Florida, Inc. is in bankruptcy and under Chapter 11 transferring the customers to Qwest. This does not need our approval because Allegiance is in Bankruptcy and this is approved by the bankruptcy judge. Further they are going to cancel there certificate after this has been done. If Lee Fordham agrees with this, please close this docket and we will open one when they request to cancel there certificate.