BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of XO Florida, Inc. Against BellSouth Telecommunications, Inc. for Refusal to Convert Circuits to UNEs and for Expedited Processing

Docket No. 041114-TP

Filed: October 18, 2005

XO COMMUNICATIONS SERVICES, INC.'S DISMISSAL OF COMPLAINT

XO Communications Services, Inc. (XO) hereby notifies the Commission that it

has reached a settlement with BellSouth Telecommunications, Inc. (BellSouth) resolving

the issues in dispute in this docket.

WHEREFORE, XO dismisses its Complaint with prejudice and requests that this

docket be closed.

s/ Vicki Gordon Kaufman

Dana Shaffer Regulatory Counsel XO Communications, Inc. 105 Molloy Street, Suite 300 Nashville, Tennessee 37201-2315

Vicki Gordon Kaufman Moyle Flanigan Katz Raymond & Sheehan, PA 118 North Gadsden Street Tallahassee, Florida 32301

Attorneys for XO Communications Services, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Dismissal of Complaint was served on the following by electronic mail and U.S. Mail this 18th day of October 2005:

Jason Rojas Division of Legal Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 jrojas@psc.state.fl.us

Andrew Shore BellSouth Telecommunications, Inc. 675 W. Peachtree Street, NE, Suite 4300 Atlanta, Georgia 30375 <u>Andrew.Shore@BellSouth.com</u>

> <u>S/Vicki Gordon Kaufman</u> Vicki Gordon Kaufman