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PSC/CCA015-C (Rev. 01/03)

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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:

BB/RN 10/12/2004

\* COMPLETED EVENTS

PSC/CCA015-C (Rev. 01/03)

Company: NewSouth Communications Corp.

NewSouth Communications Corp. NuVox Communications, Inc. NuVox Communications, Inc.

Docket No. 041168-TP Date Docketed: 09/30/2004 Title: Request for cancellation of CLEC Certificate No. 5754 and for acknowledgment of cancellation of IXC Registration No. TJ186 held by NewSouth Communications Corp., and for name change on CLEC Certificate No. 5638 and IXC Registration No. TJ092 from NuVox Communications, Inc. to NuVox Communications, Inc. d/b/a NuVox Communications, due to intracompany reorganization and merger transaction whereby NuVox Communications, Inc. and NewSouth Communications Corp. will be merged into NewSouth Holdings, In...

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Prehearing Officer

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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:

BB/Rm -Pending- 12/08/04

PSC/CCA015-C (Rev. 01/03)

\* COMPLETED EVENTS

#### Section 1 - Bureau of Records Completes

Docket No. <u>041168-TX</u> Date Docketed: <u>09/30/2004</u> Title: Request for approval of transfer of CLEC Certificate No. 5638 from NuVox Communications, Inc. to NewSouth Holdings, Inc.

effective December 31, 2004.

Company: NewSouth Holdings, Inc.

NuVox Communications, Inc.

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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.

\* COMPLETED EVENTS

Prehearing Officer ADM Commissioners ΒZ DS BD D۷ ED X

Approved:

Date:

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PSC/CCA015-C (Rev. 01/03)

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

CHARLES M. DAVIDSON

### STATE OF FLORIDA



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

# Hublic Service Commission

October 1, 2004

Katherine E. Barker The KDW Group, LLC 1200 19th Street, NW, Suite 500 Washington, DC 20036

Re: Docket No. 041168-TP

Dear Ms. Barker:

This will acknowledge receipt of a request for cancellation of CLEC Certificate No. 5754 and for acknowledgment of cancellation of IXC Registration No. TJ186 held by NewSouth Communications Corp., and for name change on CLEC Certificate No. 5638 and IXC Registration No. TJ092 from NuVox Communications, Inc. to NuVox Communications, Inc. d/b/a NuVox Communications, due to intracompany reorganization and merger transaction whereby NuVox Communications, Inc. and NewSouth Communications Corp. will be merged into NewSouth Holdings, Inc., effective December 31, 2004, which was filed in this office on September 30, 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

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# Kay Flynn

041148-79

From:

Kay Flynn

Sent:

Thursday, September 30, 2004 4:29 PM

To:

Ray Kennedy

Subject:

RE: NewSouth/NuVox

#### Thanks!

----Original Message----

From: Ray Kennedy

Sent: Thursday, September 30, 2004 4:28 PM

To: Kay Flynn; Tommy Williams

Cc: Dorothy Menasco

Subject: RE: NewSouth/NuVox

I will look at the letter tomorrow morning and help you come up with a title.

----Original Message----

From: Kay Flynn

Sent: Thursday, September 30, 2004 4:18 PM

To: Tommy Williams

Cc: Ray Kennedy; Dorothy Menasco Subject: RE: NewSouth/NuVox

Okay. Thanks.

----Original Message-----From: Tommy Williams

Sent: Thursday, September 30, 2004 4:17 PM

To: Kay Flynn Cc: Ray Kennedy

Subject: RE: NewSouth/NuVox

Well, since Ray is gone and I do not have the letter, lets wait till Friday morning OK.

----Original Message----

From: Kay Flynn

Sent: Thursday, September 30, 2004 4:16 PM

To: Tommy Williams Cc: Ray Kennedy

Subject: RE: NewSouth/NuVox

How should I title the docket?

----Original Message-----From: Tommy Williams

Sent: Thursday, September 30, 2004 4:16 PM

To: Kay Flynn Cc: Ray Kennedy

Subject: RE: NewSouth/NuVox

You most certainly can. And it will concern both.

**CCA Official Document...** 

11/4/2004 10:40 AM

10:40 AM

----Original Message----

From: Kay Flynn

Sent: Thursday, September 30, 2004 4:14 PM

To: Tommy Williams Cc: Ray Kennedy

Subject: RE: NewSouth/NuVox

Can I get some assistance on how to title the docket?

Also, would the docket be concerned with both the IXC and CLEC?

----Original Message-----From: Tommy Williams

Sent: Thursday, September 30, 2004 4:11 PM

To: Kay Flynn Cc: Ray Kennedy

Subject: RE: NewSouth/NuVox

It is going to be similar to the XO Florida merger-reorganization we just did. Forward it to Ray Kennedy. I have given him the copy I got.

----Original Message----

From: Kay Flynn

Sent: Thursday, September 30, 2004 4:08 PM

To: Tommy Williams
Cc: Dorothy Menasco
Subject: NewSouth/NuVox

Importance: High

Tommy, we received a letter today for these companies concerning a reorg etc. It looks like from the descriptions that a name change may be involved, or maybe a cert cancellation?

I see you were copied on the letter. Please take a loook at your copy and let me know asap if this should be docketed and if so for what action.

Thanks!

Kay

## Kay Flynn

041168-TP

To: Cc: Beth Keating Hong Wang

Subject:

RE: Consent or not to consent...

Okay. I'll wait for one of them to ask me to make the changes.

Thanks.

----Original Message-----From: Beth Keating

Sent: Thursday, November 04, 2004 12:56 PM

To: Kay Flynn

Subject: RE: Consent or not to consent...

O.k., thanks. I think Ray and Paula had already decided that was the best way to go, too.

----Original Message----

From: Kay Flynn

Sent: Thursday, November 04, 2004 10:52 AM

To: Beth Keating Cc: Hong Wang

Subject: FW: Consent or not to consent...

Beth, I'm finally getting to a response on this e-mail.

While breaking the one docket into two (or more?) so administrative handling can be given where needed may seem somewhat inefficient, I do think it should be done. If we put the docket as is on the agenda, I don't believe we can put it in the consent; we'd have to put it in the regular part and include some explanation in the rec about what parts are going to be done administratively (i.e., not in the order), etc.

Unless we come up with some kind of hybrid docket process for these situations where more than one type of cert is involved (and one is IXC meaning it's normally adm.) I think we will need to continue separating into multiple dockets.

What is your opinion?

Kav

----Original Message----

From: Beth Keating

Sent: Tuesday, October 12, 2004 5:15 PM

To: Kay Flynn

Subject: FW: Consent or not to consent...

From Records perspective, could this be a consent item? I have my opinion, but I'm real curious what you think. Is there a way to do consent and administrative processing under the same docket?

----Original Message----

From: Paula Isler

Sent: Friday, October 08, 2004 2:44 PM

To: Beth Keating

Subject: FW: Consent or not to consent...

I forgot to attached the sample recommendation. Here it is.

----Original Message----

From: Paula Isler

Sent: Friday, October 08, 2004 2:43 PM

To: Beth Keating

Subject: Consent or not to consent...

Ray suggested I contact you. I was assigned Docket 041168-TP. The title is:

Request for cancellation of CLEC Certificate No. 5754 and for acknowledgment of cancellation of IXC Registration No. TJ186 held by NewSouth Communications Corp., and for name change on CLEC Certificate No. 5638 and IXC Registration No. TJ092 from NuVox Communications, Inc. to NuVox Communications, Inc. d/b/a NuVox Communications, Inc. and NewSouth Communications Corp. will be merged into NewSouth Holdings, Inc., effective December 31, 2004.

I had asked how to handle since IXC cancellations and name changes are handled by memos to the docket file and CLEC cancellations and name changes are on consent and orders are issued. Tommy Williams said he would have made this request into four dockets. That does not seem efficient to me, but will let it be your call. The way I've done the sample Consent rec attached, which is just a suggestion, deals with all five requests (one stop shopping). Another concern may be that the Order would be issued PAA (I think) and although I can't imagine why, what if the IXC portion is protested?

This is not ready to file or anything (I haven't even filed the CASR yet), but wanted Legal's opinion since I guess a special order would have to be written to cover everything requested. Let me know what you think. Thanks.

# **CCA Official Document...**

12/6/2004 3:41 PM

# 3:41 PM

British and

The Shape (this)

A Sunday Car

# Kay Flynn

To:

Paula Isler

Subject:

RE: Title in 041168

Thanks.

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

From: Paula Isler

Sent: Monday, December 06, 2004 3:36 PM

To: Kay Flynn

Subject: RE: Title in 041168

That's fine.

----Original Message----

From: Kay Flynn

Sent: Monday, December 06, 2004 3:30 PM

To: Paula Isler

Subject: Title in 041168

Paula, I have your memo with the changes to the NewSouth/NuVox dockets. Is it okay to word the title a bit differently, not mention "merger" and include "approval" as in:

Request for approval of transfer of .....

Rather than:

Request for merger and transfer of.....

Kay

#### \*\*\*Matilda Sanders\*\*\*

0318-PAA

3

**Matilda Sanders** 

LaSandra Givens

From: Sent:

Monday, March 21, 2005 11:06 AM

To: Subject: CCA - Orders / Notices

Order / Notice Submitted

Date and Time: **Docket Number:**  3/21/2005 11:05:00 AM

041168-TX

Filename / Path:

041168OR.DRG.DOC

PAA ORDER APPROVING TRANSFER OF AND NAME CHANGE ON CLEC CERTIFICATE

#### **Matilda Sanders**

LaSandra Givens

From: Sent:

Friday, April 15, 2005 9:11 AM

To:

CCA - Orders / Notices

Subject:

Order / Notice Submitted

Date and Time:

4/15/2005 9:08:00 AM

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**CONSUMMATING ORDERS** 

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