COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



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

## **Hublic Service Commission**

May 17, 2005

FPSC, CLK - CORRESPONDENCE
Administrative Parties Consumer
DOCUMENT NO. 12465-05
DISTRIBUTION:

Vicki Gordon Kaufman, Esquire Moyle, Flanigan, Katz, Raymond & Sheehan, P.A. 118 North Gadsden Street Tallahassee, Florida 32301

Re: Return of Confidential Document to the Source, Docket No. 050111-TI

Dear Ms. Kaufman:

Commission staff have advised that Confidential Document No. 01399-05, filed on behalf of MCG Capital Corporation, IDS Telcom Corp., and IDS Telcom, LLC can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning this matter.

Sincerely,

Kay Flynn, Chief Bureau of Records

KF:mhl Enclosure

cc: Melinda Watts, Division of Competitive Markets and Enforcement Beth Keating, Office of the General Counsel

RECEIVED

DATI

7-27 45

Section 1 - Bureau of Records Complete

Docket No. <u>050111-TI</u> Date Docketed: <u>02/08/2005</u> Title:

Petition for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., in connection with sale of customer based and other assets from IDS Telcom LLC to IDS Telcom Corp. and

application for authority to complete an assignment of

authority to provide competitive services.

IDS Telcom Corp Company: IDS Telcom LLC

MCG Capital Corporation

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

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Where panels are assigned the senior Commissioner is Panel Chairman:

Where one Commissioner, a Hearing Examiner or a Staff Member is

\* COMPLETED EVENTS

Approved:

Date:

Section 1 - Bureau of Records Completes

Docket No. 050111-TP Date Docketed: 02/08/2005 Title:

Company: IDS Telcom Corp.

IDS Telcom LLC

MCG Capital Corporation

Joint petition of MCG Capital Corporation, IDS Telcom Corp. and IDS Telcom LLC for approval for name change and transfer of CLEC Certificate No. 5228 from IDS Telcom LLC to IDS Telcom Corp., and for waiver of Rule 25-4.118, F.A.C., Local, Local Toll, or Toll Provider Selection in connection with the sale of customer-based and other assets from IDS Telcom LLC to IDS

Telcom Corp.

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Prehearing Officer

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:

02/10/2005

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

Section 1 - Bureau of Records Complete

\* COMPLETED EVENTS

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



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

# Hublic Service Commission

February 9, 2005

Vicki Gordon Kaufman, Attorney McWhirter, Reeves, Davidson, Kaufman & Arnold, P.A. 117 South Gadsden Tallahassee, Florida 32301

Re: Docket No. 050111-TI

Dear Ms. Kaufman:

This will acknowledge receipt of a petition for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., in connection with sale of customer based and other assets from IDS Telecom LLC to IDS Telecom Corp. and application for authority to complete an assignment of authority to provide competitive services, which was filed in this office on February 8, 2005, 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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COMMISSIONERS: BRAULIO L. BAEZ, CHAIRMAN J. TERRY DEASON RUDOLPH "RUDY" BRADLEY CHARLES M. DAVIDSON LISA POLAK EDGAR



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

# **Hublic Service Commission**

### ACKNOWLEDGMENT

	DATE: 2.8.05
TO:	Vicki Kaufman
FROM:	Administrative Services , Division of the Commission Clerk and
RE:	Acknowledgment of Receipt of Confidential Filing
01390	7-05
This v	vill acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.
NEK	or (if filed in an undocketed matter) concerning
Exhib	it it to Ret. application, and
filed on beha	If of Kaufman / IDS. The
document wi	ll be maintained in locked storage.
Any q	uestions regarding this matter should be directed to Kay Flynn at (850) 413-6770.

PSC/CCA019-C (Rev 01/04)

#### Kay Flynn

050111-TP

To: Cc: Toni McCoy Nonnye Grant

Subject:

RE: IDS TelCom LLC TJ500

Thanks.

----Original Message----

From: Toni McCoy

Sent: Tuesday, February 15, 2005 9:38 AM

To: Kay Flynn; Nonnye Grant

Cc: Melinda Watts; Ray Kennedy; Dovie Rockette-Gray

Subject: RE: IDS TelCom LLC TJ500

There will be a docket opened to cancel IDS Telcom LLC, but the company doesn't want to combine that action with docket 050111-TP. They plan to file a separate cancellation request once this docket is closed.

----Original Message----

From: Kay Flynn

Sent: Tuesday, February 15, 2005 8:34 AM

To: Nonnye Grant Cc: Toni McCoy

Subject: RE: 050111-TP

Toni?

Kay

----Original Message-----From: Nonnye Grant

Sent: Tuesday, February 15, 2005 8:28 AM

To: Kay Flynn Cc: Toni McCoy

Subject: RE: 050111-TP

Good morning! Letting you know that I have entered the "effective" date in MCD as of 2-8-05 for TJ987. I do have one question, will there be a docket opened to "cancel" the IXC registration that is currently held by IDS Telcom LLC (TJ500) or will they have to IXC registrations under both names?? (I don't see that mentioned in the new docket title.) Thanks, Nonnye

----Original Message----

From: Kay Flynn

Sent: Tuesday, February 15, 2005 7:33 AM

To: Toni McCoy

Cc: Nonnye Grant; Hong Wang; Dorothy Menasco; Kimberley Pena

Subject: RE: 050111-TP

Thanks, Toni, for bringing this to my attention. What you're proposing is doable in this multi-task docket!

I do see the IXC registration was included as Exh E to the 2/8/05 filing, and was assigned a company code in MCD. Based on your e-mail, I will

- 1. update the title to include the IXC registration.
- 2. include the TJ987 company code in the docket in CMS.

#### CCA Official Document . . .

#### 2/15/2005 9:41 AM

9:41 AM

3. ask Nonnye by cc: to include the effective date (2/8/05, date of filing) in MCD per our new procedure.

4. ask Kim P to update docket mailing list (IF necessary).

I believe that will take care of it, but all cc:s please let me know if I've left anything out.

Kay

----Original Message----

From: Toni McCoy

Sent: Monday, February 14, 2005 3:36 PM

To: Kay Flynn

Subject: 050111-TP

Kay,

050111-TP: This filing also included an IXC registration for IDS TelCom Corp. in the Exhibits as well as the IXC waiver of the rule request. The IXC registration has been assigned a company code TJ987 in MCD without a regulation date and I noticed that TJ987 was not included in the Case Mgmt. Utilities section for the docket.

Since IXC's registrations are administrative only, I was going to process the memo for the IXC using the same docket number given it is a "TP" and change the IXC registration memo statement "Docket No. 050111-TP should be closed" to " memo should be filed in Docket No. 050111-TP.

The Docket would be closed when the Consummating Order is issued via the normal process.

Is this a workable method for CCA?

Thanks,

Toni

MAR. 3. 2005 3 The Law Offices of	: 33PM MOYLE, FLAN GAN, KATZ, 850-681-8788	NO. 3013 P. 1
MOYLE FLANIGAN	THE PERKINS HOUSE 118 NORTH GADSDEN STREET TALLAHASSEE, FLORIDA 32301	990649
KATZ RAYMOND	TELEPHONE (850) 681-3828 FACSIMILE (850) 681-8788	990649A 990649B 000121A 000121C
&SHEEHAN P.A.	OTHER OFFICES: WELLINGTON WEST PALM BEACH	020507 020868 020960
	FAX TRANSMISSION COVER SHEET	031125 040488 040489
To: Firm/Company: Fax Number:	Records & Reporting PSC 413.7118	040601 040611 041114 041170
Sender: Direct Line:	Vicki Gordon Kaufman (850) 681-3828	041269 041338 050111
Date:	March 3, 2005	

#### **MESSAGE**

Attached is a list of the dockets where you have indicated which lawyers are involved. I have circled my name where I will continue to represent the client at my new firm. Where the client will remain with Mr. McWhirter and Mr. Perry I have circled their names. If you have any questions, please give me a call. And, thanks, as always, for your help. Vicki Gordon Kaufman

TOTAL NUMBER OF PAGES: 8 (Including Cover Sheet)
TELEPHONE NUMBER IN CASE OF TRANSMISSION ERROR: (850) 681-3828

#### PLEASE DELIVER IMMEDIATELY

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS ATTORNEY/CLIENT PRIVILEGED AND CONFIDENTIAL. IT IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE COLLECT AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. WE WILL REIMBURSE YOU FOR EXPENSES. THANK YOU.



990649-TP

Docketed: Status:

May 20. 1999 Litigation

Company: Title:

Incumbent Local Exchange Telecommunications Companies Investigation into pricing of unbundled network elements.

Me Clark tr

Progmod:

A18 Kaufman

990649A-TP Docketed:

October 29, 2001

Status:

Litigation

Company: Title:

Incumbent Local Exchange Telecommunications Companies Investigation into pricing of unbundled network elements

(BellSouth track)

Progmod:

All Kaufman/1

990649B-TP

Docketed:

October 29, 2001

Status: Company: Title:

Litigation Incumbent Local Exchange Telecommunications Companies Investigation into pricing of unbundled network elements

(Sprint/Verizon track).

Progmod:

Kaufman)

000121A-TP

Docketed:

April 11, 2002

Status:

Active

Company:

BellSouth Telecommunications, Inc. (TL720)

Title:

Investigation into the establishment of operations support systems permanent performance measures for incumbent local

exchange telecommunications companies. (BELLSOUTH TRACK)

Progmod:

Me Glothlin/ Kaufman

000121C-TP

Docketed:

April 11, 2002

Status:

Active

Company:

Verizon Florida Inc. (TL710)

Title:

Investigation into the establishment of operations support

systems permanent performance measures for incumbent local exchange telecommunications companies. (VERIZON FLORIDA

TRACK) A18

Progmod:

Kautman

020233-FT

Docketed:

March 13, 2002

Status:

Active

Company:

Florida Power & Light Company (EI802) Florida Power Corporation (E1801),

Tampa Electric Company (EIBO6)

Title:

Review of GridFlorida Regional Transmission Organization

(RTO) Proposal.

Progmod:

020507-TL

June 12, 2002 Docketed:

Active Status:

BellSouth Telecommunications, Inc. (TL720) Company:

Florida Competitive Carriers Association

Complaint of Florida Competitive Carriers Association Title: against BellSouth Telecommunications, Inc. regarding

BellSouth's practice of refusing to provide FastAccess

Internet Service to customers who receive voice service from

a competitive voice provider, and request for expedited

relief.

86 Progmod:

020868-TL August 6, 2002 Docketed:

Active Status:

BellSouth Telecommunications, Inc. (TL720) Company:

Petition by BellSouth Telecommunications, Inc. for Title:

investigation of wireless carriers' request for BellSouth to

provide telecommunications service outside BellSouth's

exchange. Kaufman

B10 Progmod:

020960-TP

Docketed: September 6, 2002

Status: Active

DIECA Communications. Inc. d/b/a Covad Communications Company (TX237) Company:

Verizon Florida Inc. (TL710) Petition for arbitration of open issues resulting from Title:

interconnection negotiations with Verizon Florida Inc. by DIECA Communications. Inc. d/b/a Covad Communications

Company.

Progmod: A20(b)

031033-EI

Docketed: November 5, 2003

Status: Active

Company: Tampa Electric Company (EI806)

Title: Review of Tampa Electric Company's 2004-2008 waterborne

transportation contract with TECO Transport and associated

Perry Mc Whirfe

benchmark.

Progmod: A3(a)

031125-TP

December 23, 2003 Docketed:

Active Status:

BellSouth Telecommunications, Inc. (TL720) Company:

IDS Telcom LLC (TX559)
IDS Telcom LLC (TJ500)

Title:

Complaint against BellSouth Telecommunications, Inc. for alleged overbilling and discontinuance of service, and petition for emergency order restoring service. by IDS

Kaufman/Maglot

Telcom LLC.

Progmod:

040029-EG

January 13. 2004 Docketed:

Active Status:

Florida Power & Light Company (EI802) Company:

Petition for approval of numeric conservation goals by Title:

Florida Power & Light Company.

Karefman /mcwhirter Progmod:

040032-EG

January 13, 2004 Docketed:

Active Status:

Gulf Power Company (EI804) Company:

Petition for approval of numeric conservation goals by Gulf Title:

Power Company.

C5 Progmod:

040033-EG

January 13, 2004 Docketed:

Active Status:

Tampa Electric Company (EI806) Company:

Petition for approval of numeric conservation goals by Tampa Title:

Electric Company.

Progmod: C5

040488-TP

May 21, 2004 Active Docketed:

Status:

BellSouth Telecommunications, Inc. (TL720) IDS Telcom LLC (TX559) Company:

Complaint of BellSouth Telecommunications, Inc. against IDS Title:

autman

Telcom LLC to enforce interconnection agreement deposit

/ mcGlothia

requirements.

A20(e) Progmod:

040489-TP

May 21, 2004 Active Docketed:

Status:

Company:

Allegiance Telecom of Florida, Inc. (TX342) BellSouth Telecommunications, Inc. (TL720)

Title:

Verizon Florida Inc. (TL710) XO Florida, Inc. (TX205) Emergency complaint seeking order requiring BellSouth Telecommunications, Inc. and Verizon Florida Inc. to continue to honor existing interconnection obligations, by XO Florida. Inc. and Allegiance Telecom of Florida, Inc. (collectively, Joinf CLECS)

Kaufman

Progmod:

A20(e)

040601-TP

June 23, 2004 Docketed:

Status:

Active

Company:

BellSouth Telecommunications, Inc. (TL720)
DIECA Communications, Inc. d/b/a Covad Communications Company (TX237)
Petition by DIECA Communications, Inc. d/b/a Covad

Title:

Communications Company for arbitration of issue resulting

from interconnection negotiations with BellSouth Telecommunications. Inc., and request for expedited

processing.

Progmod:

A20(b)

040611-TP

Docketed: June 25, 2004

Status:

Active

Company:

BellSouth Telecommunications, Inc. (TX031)

Kaufman

IDS Telcom LLC (TX559)

Title:

Request for approval of amendment to interconnection.

unbundling, resale, and collocation agreement between IDS Telcom LLC and BellSouth Telecommunications. Inc.

A20(f)

Progmod:

Kaufman/Mc Glothin

041114-TP

Docketed:

September 22, 2004

Status:

Active

Company:

BellSouth Telecommunications, Inc. (TL720) XO Florida, Inc. (TX205)

Title:

Complaint of XO Florida, Inc. against BellSouth

Telecommunications, Inc. for alleged refusal to convert circuits to UNEs; and request for expedited processing. A9

Progmod:

Kaufman

041170-TP

September 30, 2004 Docketed:

Active Status:

Company:

Bright House Networks Information Services, LLC (Florida) Verizon Florida Inc. (TL710) Complaint against Verizon Florida Inc. and request for Title:

declaratory ruling by Bright House Networks Information

Services. ILC (Florida).

Progmod:

Kaufman

041269-TP

November 1, 2004 Docketed:

Status: Active

BellSouth Telecommunications, Inc. (TL720) Company:

Petition to establish generic docket to consider amendments Title:

to interconnection agreements resulting from changes in law,

by BellSouth Recommunications, Inc.

Progmod:

Kaufman

041272-EI

Docketed: November 2, 2004

A20

Status: Active

Progress Energy Florida, Inc. (EI801) Company:

Petition for approval of storm cost recovery clause for Title:

Kautman?

recovery of extraordinary expenditures related to Hurricanes

Perry

Charley, Frances, Jeanne, and Ivan, by Progress Energy

Florida, Inc.

Progmod: **A3** 

041291-EI

Docketed: November 4. 2004

A19

Status: Active

Company: Florida Power & Light Company (EI802)

Title: Petition for authority to recover prudently incurred storm

restoration costs related to 2004 storm season that exceed storm reserve balance, by Florida Power & Light Company.

Progmod:

Perry McWhirten

041338-TP

Docketed:

November 23, 2004

Status:

Company:

BellSouth Telecommunications, Inc. (TL720)

Birch Telecom of the South. Inc. d/b/a Birch Telecom and d/b/a Birch (TX4

Florida Digital Network. Inc. d/b/a FDN Communications (TX230) ITC^DeltaCom Communications. Inc. d/b/a ITC^DeltaCom d/b/a Grapevine (TX0

Title:

LecStar Telecom, Inc. (TX394)

Joint petition by ITC^DeltaCom Communications, Inc. d/b/a

ITC^DeltaCom d/b/a Grapevine; Birch Telecom of the South,
Inc. d/b/a Birch Telecom and d/b/a Birch; DIECA

Communications, Inc. d/b/a Covad Communications Company: Florida Digital Network, Inc.; LecStar Telecom, Inc.; MCI Communications, Inc.; and Network Telephone Corporation ("Joint CLECs") for generic proceeding to set rates, terms. and conditions for hot cuts and batch hot cuts for UNE-P to UNE-L conversions and for retail to UNE-L conversions in

BellSouth Telecommunications, Inc. service area.

Progmod:

A19

041376-FI

Docketed:

December 7, 2004

Status:

Active

Company:

Tampa Electric Company (EI806)

Title:

Petition for approval of new environmental program for cost recovery through Environmental Cost Recovery Clause. by

Tampa Electric Company.

Progmod:

A3(d)

worthan / Perry McWhirt

050001-EI

Docketed:

January 3, 2005

Status: Company: Active

Investor-Owned Electric Utilities

Title:

Fuel and purchased power cost recovery clause with

generating performance incentive factor.

Progmod:

A3(a)

Kaut Main / Perry

McWhir

050002-EG

Docketed:

January 3, 2005

Status:

Active

Company:

Electric Utilities

Title:

Energy conservation cost recovery clause.

Progmod:

A3(b)

McWhirter KOGE THOOM

050007-EI

Docketed: January 3, 2005

Status:

Active Florida Power & Light Company (EI802)

Company:

Gulf Power Company (EI804) Progress Energy Florida, Inc. (EI801) Tampa Electric Company (EI806)

Title:

Environmental cost recovery clause McWhi

Progmod:

(b) EA Perry How Emilia

050111-TP

February 8, 2005 Docketed:

B7(c)

Status:

Active

IDS Telcom Corp. (TX834) Company:

IDS Telcom Corp. (TJ987) IDS Telcom LLC (TX559)

Kautman

Title:

MCG Capital Corporation
Joint petition of MCG Capital Corporation, IDS Telcom Corp.
and IDS Telcom LLC for approval for name change and transfer
of CLEC Certificate No. 5228 from IDS Telcom LLC to IDS
Telcom Corp.; for waiver of Rule 25-4.118, F.A.C., Local, Local Toll. or Toll Provider Selection in connection with the sale of customer-based and other assets from IDS Telcom

LLC to IDS Telcom Corp.: and for acknowledgment of

registration of IDS Telcom Corp. as intrastate interexchange

telecommunications company effective February 8, 2005.

Progmod:

- 7 -

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

#### **Matilda Sanders**

From:

LaSandra Givens

Sent:

Friday, March 04, 2005 12:05 PM

To:

CCA - Orders / Notices

Subject:

Order / Notice Submitted

Date and Time:

3/4/2005 12:05:00 PM

**Docket Number:** 

050111-tp

Filename / Path:

050111or.doc

Paa order

14/0 jarel

\*\*4

Matilda Sanders

0382-FOF

11

From:

Jackie Schindler

Sent: To: Tuesday, April 12, 2005 9:03 AM CCA - Orders / Notices; Beth Keating

Subject:

Order / Notice Submitted

Date and Time:

4/12/2005 9:02:00 AM

Docket Number:

050111

Filename / Path:

050111ord.doc

An ORDER GRANTING MOTION TO DISMISS AND REINSTATING ORDER NO. PSC-05-0251-PAA-TP has been moved to GC Orders for issuance today.

js

1511

COMMISSIONERS:
BRAULIO L. BAEZ, CHAIRMAN
J. TERRY DEASON
RUDOLPH "RUDY" BRADLEY
CHARLES M. DAVIDSON
LISA POLAK EDGAR



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

## Hublic Service Commission

May 17, 2005

Vicki Gordon Kaufman, Esquire Moyle, Flanigan, Katz, Raymond & Sheehan, P.A. 118 North Gadsden Street Tallahassee, Florida 32301

Re: Return of Confidential Document to the Source, Docket No. 050111-TI

Dear Ms. Kaufman:

Commission staff have advised that Confidential Document No. 01399-05, filed on behalf of MCG Capital Corporation, IDS Telcom Corp., and IDS Telcom, LLC can be returned to the source. The document is enclosed.

Please do not hesitate to contact me if you have any questions concerning this matter.

Sincerely,

Kay Flynn, Chief Bureau of Records

KF:mhl Enclosure

cc: Melinda Watts, Division of Competitive Markets and Enforcement Beth Keating, Office of the General Counsel

RECEIVED

DAT

7-27-05