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> > April 16, 2007

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GOVERNMENTAL CONSULTANTS PARSONS B. HEATH MARGARET A. MENDUNI

Ms. Ann Cole, Director Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Betty Easley Conference Center, Room 110 Tallahassee, Florida 32399-0850

Re: Docket No. 070127-TX

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket on behalf of Level 3 Communications, LLC ("Level 3") are the original and fifteen copies of Level 3's Proposed Issues List.

Please acknowledge receipt of these documents by stamping the extra copy of this letter filed and returning the copy to me. Thank you for your assistance with this filing.

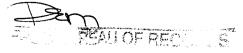
Sincerely,

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Kenneth A. Hoffman

KAH/rl Enclosures cc: All Parties of Record level3\neutraltandem\cole.april 16 07 ltr

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STEPHEN A. ECENIA RICHARD M. ELLIS KENNETH A. HOFFMAN LORENA A. HOLLEY MICHAEL G. MAIDA MARTIN P. McDONNELL J. STEPHEN MENTON

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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In re: Petition of Neutral Tandem, Inc. For Interconnection with Level 3 Communications and Request for Expedited Resolution.

Docket No. 070127-TX

Filed: April 16, 2007

LEVEL 3 COMMUNICATIONS, LLC'S <u>PROPOSED ISSUES LIST</u>

Level 3 Communications, LLC ("Level 3"), by and through its undersigned counsel, and

pursuant to the Staff Recommendation dated April 12, 2007 regarding the scheduling of an Issues

Identification Meeting, hereby submits its Proposed List of Issues.

- Issue 1: Does the Florida Public Service Commission have jurisdiction over Neutral Tandem's request to compel direct interconnection between Neutral Tandem and Level 3?
- <u>Issue 2</u>: To the extent the Commission asserts jurisdiction over Neutral Tandem's Petition, is the Commission's jurisdiction preempted by federal law?
- <u>Issue 3</u>: If the Commission asserts jurisdiction over Neutral Tandem's Petition, does Neutral Tandem have standing to seek relief under Sections 364.16 and 364.162, Florida Statutes?
- Issue 4: If the Commission asserts jurisdiction over Neutral Tandem's Petition and determines that Neutral Tandem has standing to bring its Petition, does Level 3 have an obligation to continue to terminate Neutral Tandem's traffic?
- <u>Issue 5</u>: If the Commission determines that Level 3 does have an obligation to continue to terminate Neutral Tandem's traffic:
 - (a) If so, for what period of time is Level 3 under an obligation to terminate Neutral Tandem's transit traffic?
 - (b) If so, what are the appropriate rates, terms and conditions for the termination by Level 3 of Neutral Tandem's transit traffic?

DOCUMENT NUMBER-DATE 03234 APR 16 5 FPSC-COMMISSION CLERK (c) What are the legal, policy and economic implications arising from a determination that one competitive local exchange telecommunications company can compel direct interconnection from another competitive local exchange telecommunications company?

Respectfully submitted,

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Attorneys for Level 3 Communications, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of Level 3 Communications, LLC's Proposed Issues List was furnished by Electronic Mail and U. S. Mail on April 16, 2007 to the following:

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Kenneth A. Flaffman, Esq.

level3/neutraltandem\issueslist