State of Florida



Hublic Service Commission Capital Circle Office Center • 2540 Shumard Oak Bourgvard Tallahassee, Florida 32399-0850 F-M-O-R-A-N-D-U-M-

DATE:

January 20, 2010

TO:

Ann Cole, Commission Clerk - PSC, Office of Commission Clerk

FROM:

James S. Polk, Regulatory Analyst II, Division of Regulatory Analysis

Jamie Morrow, Attorney, Office of the General Counsel

RE:

Docket No. 080673-TX - Petition for designation as an ETC by New Talk, Inc.

On January 19, 2010, New Talk, Inc. requested to withdraw without prejudice, its petition for designation as an eligible telecommunications carrier (ETC) in Florida (see attached). Pursuant to APM 2.07. which states:

> "Other dockets initiated by the filing of a petition, application, notice, complaint or other request in which the applicant, petitioner or complainant seeks to withdraw its initial pleading and staff has determined that there are no pending issues that need to be addressed by the Commission regarding the filing, no request for refund of filing fee has been made, and no agency action has been taken."

Staff is requesting this docket be closed administratively as there are no pending issues that need to be addressed and the Commission has taken no action in this docket.

cc: Division of Regulatory Analysis (Casey, Trapp, Salak) Office of General Counsel (Teitzman)

0k to close 1-21-10 11/2

MARK FOSTER

ATTORNEY AT LAW

Board Certified Administrative Law Texas Board Of Legal Specialization 707 WEST TENTH STREET AUSTIN, TEXAS 78701 (512) 708-8700 FAX (512) 697-0058

WRITER'S EMAIL: mark@mfosterlaw.com

January 18, 2009

www.mfosterlaw.com

VIA FIRST CLASS MAIL

Florida Public Service Commission Ann Cole, Commission Clerk 2540 Shumard Oak Blvd. Gunter Bldg. Tallahassee, FL 32399

Re: Docket No. 080673-TX New Talk, Inc. Withdraw of ETC Application without Prejudice

Dear Sir/ Madam.

Please accept this letter as New Talk, Inc.'s withdraw of its ETC application in the above-referenced docket, without prejudice.

If you have any questions regarding this matter, please do not hesitate to contact me. Thank you for your attention to this matter.

Very truly yours,

Meare 2.A.

Mark Foster

ODCUMENT NUMBER-DATE 00503 JAN 21 2