

**Dorothy Menasco**

**From:** Keating, Beth [BKeating@gunster.com]  
**Sent:** Tuesday, January 03, 2012 2:42 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** 'O'Roark, Dulaney L'; Larry Harris; Adam Teitzman; Beth Salak; 'Caswell, Kimberly (Kim)'; 'marva.johnson@mybrighthouse.com'; Dodge, John; 'woodrow.simmons@verizon.com'; Kevin Bloom; 'Savage, Christopher'  
**Subject:** Docket No. 110056-TP  
**Attachments:** 20120103143026115.pdf

Attached for filing in the docket referenced, is a copy of Bright House's Motion to Temporarily Suspend Procedural Schedule. If you have any questions, please contact me at the number below. Thank you.

**Person Responsible for Filing:**

Beth Keating  
 Gunster Law Firm  
 215 South Monroe Street, Suite 601  
 Tallahassee, FL 32301  
 Direct: 850-521-1706  
 Main: 850-521-1980  
[bkeating@gunster.com](mailto:bkeating@gunster.com)

**Docket Name and Number:** Docket No. 110056-TP – Complaint against Verizon Florida LLC and MCI Communications Services, Inc. d/b/a Verizon Business Services for failure to pay intrastate access charges for the origination and termination of intrastate interexchange telecommunications service, by Bright House Networks Information Services (Florida), LLC

**Filed on Behalf of:** Bright House Networks Information Services (Florida), LLC

**Total Number of Pages:** 5

**Description of Documents:** Motion to Temporarily Suspend Procedural Schedule



**GUNSTER**  
 FLORIDA'S LAW FIRM FOR BUSINESS

Beth Keating | Attorney  
 Governmental Affairs  
 215 S. Monroe Street, Suite 601  
 Tallahassee, FL 32301  
 P 850-521-1706 C 850-591-9228  
[gunster.com](http://gunster.com) | [View my bio](#)

Tax Advice Disclosure: To ensure compliance with requirements imposed by the IRS under Circular 230, we inform you that any U.S. federal tax advice contained in this communication (including any attachments), unless otherwise specifically stated, was not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing or recommending to another party any matters addressed herein. Click the following [hyperlink](http://www.gunster.com/terms-of-use/) to view the complete Gunster IRS Disclosure & Confidentiality note.

<http://www.gunster.com/terms-of-use/>

1/4/2012

DOCUMENT NUMBER DATE

00021 JAN-3 2012

FPSC-COMMISSION CLERK



**GUNSTER**  
FLORIDA'S LAW FIRM FOR BUSINESS

Writer's Direct Dial Number: (850) 521-1706  
Writer's E-Mail Address: bkeating@gunster.com

January 3, 2012

**Electronic Filing**

Ann Cole  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Re: Docket No. 110056-TP - Complaint against Verizon Florida, LLC and MCI Communications Services, Inc. d/b/a Verizon Business Services for failure to pay intrastate access charges for the origination and termination of intrastate interexchange telecommunications service, by Bright House Networks Information Services (Florida), LLC.

Dear Ms. Cole:

Attached for filing in the referenced Docket, please find Bright House Networks Information Services (Florida), LLC's Motion to Temporarily Suspend Procedural Schedule.

As always, please don't hesitate to contact me if you have any questions or concerns. Thank you for your assistance with this filing.

Sincerely,

Beth Keating  
Gunster, Yoakley & Stewart, P.A.  
215 South Monroe St., Suite 601  
Tallahassee, FL 32301  
(850) 521-1706

MEK

DOCUMENT NUMBER - DATE

00021 JAN-3 2012

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint against Verizon Florida, LLC and MCI Communications Services, Inc. d/b/a Verizon Business Services for failure to pay intrastate access charges for the origination and termination of intrastate interexchange telecommunications service by Bright House Networks Information Services (Florida), LLC

Docket No. 110056-TP

**MOTION TO TEMPORARILY SUSPEND PROCEDURAL SCHEDULE**

Bright House Networks Information Services (Florida), LLC, ("Bright House") hereby files this motion asking that the procedural schedule in this matter be suspended. Bright House makes this request in recognition of the fact that Bright House and MCI Communications Services Inc. d/b/a Verizon Business Services ("Verizon") (together jointly referred to herein as "Parties") have reached an agreement in principle to resolve the dispute that is the subject of this Docket but require some additional time to finalize the settlement such that this proceeding can be terminated. In support of this motion, Bright House states the following:

1. The initial Order Establishing Procedure in this docket, Order No. PSC-11-0417-PCO-TP, was issued September 27, 2011.
2. On October 27, 2011, the FCC adopted its Report and Order and Notice of Proposed Rulemaking ("Order") addressing comprehensive reforms to the Universal Service Fund and Intercarrier Compensation mechanisms.<sup>1</sup> The complete text of the Order was subsequently issued on November 18, 2011. Bright House sought an extension of the date for filing Rebuttal Testimony by both parties until December 16, 2011. By Order No. PSC-11-0549-PCO-TP,

<sup>1</sup> Report and Order and Notice of Proposed Rulemaking, Order FCC 11-161, issued in WC Docket No. 10-90, GN Docket No. 09-51, WC Docket No. 07-135, WC Docket No. 05-337, CC Docket No. 01-92, CC Docket No. 96-45, WC Docket No. 03-109, WT Docket No. 10-208, November 18, 2011.

DOCUMENT NUMBER-DATE  
00021 JAN-3 2011  
FPSC-COMMISSION CLERK

issued November 30, 2011, the Prehearing Officer granted the requested extension.

3. Thereafter, based on their analysis and review of the FCC's recent order regarding intercarrier compensation, the parties engaged in initial discussions geared towards the development of a possible settlement of the matters in dispute in this Docket. While the discussions were, at the time, in their infancy, both Parties agreed that allowing the parties an additional extension of the date for filing Rebuttal Testimony would afford a better opportunity to further the settlement discussions in an effort to reach a mutually acceptable resolution. Consequently, by Order No. 11-0577-PCO-TP issued December 16, 2011, the Prehearing Officer granted the Parties an additional extension of the date for filing Rebuttal Testimony until January 4, 2012.
4. Over the past two weeks, the Parties have engaged in additional settlement discussions. Bright House is now pleased to report that the discussions have been fruitful and that the Parties have achieved a settlement in principle, which - assuming it is successfully finalized - would resolve all issues in this case.
5. Counsel for each of the Parties, however, require some additional time to iron out the details of the settlement agreement. Both Parties believe that their time would be better spent focusing on crafting the final documentation of the settlement without the distraction of also having to prepare the pre-filed testimony and other filings necessary for this case to proceed to hearing under the current schedule. Thus, Bright House requests that all remaining filing dates, as well as the scheduled prehearing and hearing dates, be temporarily suspended to allow the Parties to focus on finalizing the settlement of this matter. The Parties anticipate

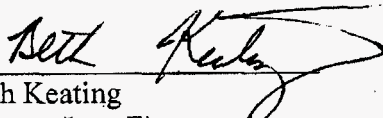
that, once the settlement is finalized, Bright House will ask that its Complaint be dismissed. In the unlikely event that the Parties are unable to finalize the terms of the settlement to their mutual satisfaction, the Parties will notify the Commission and would ask that a new hearing schedule be established.

6. Counsel for Bright House has discussed this request with counsel for Verizon and can represent that Verizon consents to this motion.

WHEREFORE, Bright House respectfully requests that the Commission approve its request to suspend the remaining schedule established for this proceeding.

Respectfully submitted this 3rd day of January, 2012,

Christopher W. Savage  
John C. Dodge  
Davis Wright Tremaine, LLP  
1919 Pennsylvania Avenue, NW  
Suite 200  
Washington, D.C. 20006  
Tel: 202-973-4200  
Fax: 202-973-4499  
chrissavage@dwt.com  
johndodge@dwt.com  
Attorneys for: *Bright House Networks Information Services (Florida), LLC*

By:   
Beth Keating  
Gunster Law Firm  
215 South Monroe Street  
Suite 601  
Tallahassee, FL 32301  
Tel: 850-521-1706  
Fax: 561-671-2597  
bkeating@gunster.com

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon the following by email, and/or Hand Delivery this 3rd day of January, 2012.

Adam Teitzman  
Attorney Supervisor  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[ateitzma@psc.state.fl.us](mailto:ateitzma@psc.state.fl.us)

Verizon Florida, Inc.  
c/o Woodrow Simmons  
106 East College Avenue, Suite 710  
Tallahassee, FL 32301

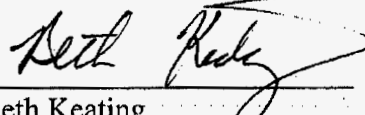
Beth Salak  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[bsalak@psc.state.fl.us](mailto:bsalak@psc.state.fl.us)

Larry Harris  
Senior Staff Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399  
[lharris@psc.state.fl.us](mailto:lharris@psc.state.fl.us)

Dulaney L. O'Roark III  
Verizon  
5055 North Point Parkway  
Alpharetta, GA 30022  
[de.oroark@verizon.com](mailto:de.oroark@verizon.com)

Kimberly Caswell  
Verizon  
P. O. Box 110, MC FLTP0007  
Tampa, Florida 33601-0110  
[kimberly.caswell@verizon.com](mailto:kimberly.caswell@verizon.com)

Marva B. Johnson  
Bright House Networks  
301 E. Pine Street, Suite 600  
Orlando, FL 32801  
[marva.johnson@mybriighthouse.com](mailto:marva.johnson@mybriighthouse.com)



Beth Keating  
Gunster Yoakley & Stewart, P.A.  
215 South Monroe Street, Suite 601  
Tallahassee, FL 32301