

**ORIGINAL****Matilda Sanders**

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**Sent:** Monday, May 02, 2005 11:44 AM  
**To:** Filings@psc.state.fl.us  
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**Subject:** Docket No. 040527-TP  
**Attachments:** NuVox Issues FINAL 05.02.05.pdf

&lt;&lt;NuVox Issues FINAL 05.02.05.pdf&gt;&gt;

Pursuant to the Commission's procedures for e-filing, NuVox Communications, Inc. provides the following information:

A. The attorney responsible for filing is:

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B. The document is to be filed in Docket No. 040527-TP.

C. The document is filed on behalf of NuVox Communications, Inc..

D. The document is 3 pages long.

E. The document is Preliminary Issues Lists of NuVox Communications, Inc.

MP        **CJ Cratty**

COM       

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5/2/2005

DOCUMENT NUMBER-DATE

04254 MAY-2 05

FPSC-COMMISSION OF ERM

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint to Enforce Interconnection ) Docket No. 040527-TP  
Agreement with NuVox Communications, Inc. by ) Filed: May 2, 2005  
BellSouth Telecommunications, Inc. )

**PRELIMINARY ISSUE LISTS OF NUVOX COMMUNICATIONS, INC.**

NuVox Communications, Inc. (NuVox), by and through its undersigned counsel, pursuant to Staff's Issue Identification Notice issued on April 13, 2005, submits its Preliminary List of Issues.

1. Did the parties agree to incorporate the concern requirement of the *Supplemental Order Clarification* into their Interconnection Agreement?
2. Has BellSouth demonstrated a sufficient concern to audit any of NuVox's converted EEL circuits?
3. For which NuVox converted EEL circuits, if any, has BellSouth demonstrated a sufficient concern to warrant an audit for any of those specific circuits?
4. Is BellSouth seeking to audit NuVox circuits that were converted after it provided its notice of audit?
  - a. If so, which circuits?
  - b. If so, is this request appropriate for consideration in this proceeding?
5. Did the parties agree to incorporate the independent auditor requirement of the *Supplemental Order Clarification* into their Interconnection Agreement?
6. Does the independent auditor requirement require that the auditor be capable of performing an AICPA-compliant audit?
7. May KPMG serve as an independent auditor for the purpose of auditing any of NuVox's converted EEL circuits?

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FPSC-COMMISSION CLERK

8. If any audit is permitted, should the audit be limited to NuVox's records?

Respectfully submitted,

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s/ Vicki Gordon Kaufman  
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**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing NuVox Preliminary Issue list has been furnished by electronic mail and U.S. Mail to the following this 2<sup>nd</sup> day of May, 2005:

Kip Edenfield  
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c/o Nancy Sims  
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s/ Vicki Gordon Kaufman  
Vicki Gordon Kaufman