

Ruth Nettles

From: Jaymee Mitchell [jmittchell@asglegal.com]
Sent: Friday, August 22, 2008 2:14 PM
To: Filings@psc.state.fl.us
Cc: Vicki Kaufman
Subject: FW: Undocketed, In Re: CLEC Intrastate Access Charges
Attachments: Letter to PSC Response to Sprint's Post-Workshop Comments 8-22-08.pdf

In accordance with the electronic filing procedures of the Florida Public Service Commission, the following filing is made:

- a. The name, address, telephone number and email for the person responsible for the filing is:

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- b. This filing is made in Undocketed, In Re: CLEC Intrastate Access Charges
- c. The document is filed on behalf of Competitive Carriers of the South, Inc.
- d. The total pages in the document is 1 pages.
- e. The attached document is CompSouth Initial Responses to Staff's Questions and CompSouth's Proposed Supplemental Questions.

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August 22, 2008
Via Electronic Mail

* ALSO ADMITTED IN ALABAMA

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

Re: Undocketed, In re: CLEC Intrastate Access Charges

Dear Ms. Cole:

The Competitive Carriers of the South, Inc. (CompSouth) have the following reply comments in the above matter.

First, CompSouth disagrees with the comment made by Sprint Nextel Corporation (Sprint) on page 5 of its Post-Workshop Comments that "there appears to be agreement that switched access is a monopoly service whose price cannot be retrained by the market..." At least as applicable to CLECs, as CompSouth pointed out in its presentation at the July 16th workshop and in the answers to Staff's questions filed on August 8th (see particularly, CompSouth responses to Questions #3 and 5), market forces act to constrain access prices.

Second, the issue of jurisdiction was not discussed at the July 16th workshop in any depth. Therefore, CompSouth would disagree with Sprint's comment at page 6 "that the conventional wisdom appears to be that the Commission may have authority to regulate intrastate switched access rates charged by CLECs..." The issue of jurisdiction is a complicated one, particularly here in Florida. More research and analysis would be necessary before arriving at any conclusion regarding the Commission's authority over CLEC access charges.

Please contact me if you have any questions.

Sincerely,


Vicki Gordon Kaufman
Attorney for CompSouth

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