

State of Florida



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Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

COMMISSION
CLERK

-M-E-M-O-R-A-N-D-U-M-

DATE: October 2, 2009
TO: Ann Cole, Commission Clerk - PSC, Office of Commission Clerk
FROM: Charles W. Murphy, Senior Attorney, Office of the General Counsel *CM*
RE: DOCKET NO. 080036-TP – Complaint and request for emergency relief against Verizon Florida, L.L.C. for anticompetitive behavior in violation of Sections 364.01(4), 364.3381, and 364.10, F.S., and for failure to facilitate transfer of customers' numbers to Comcast Phone of Florida, L.L.C. d/b/a Comcast Digital Phone.

Please place the attached e-mails in the official docket file referenced above. Thank you.

CWM/gdr

attachments

DOCUMENT NUMBER-DATE

10220 OCT-28

FPSC-COMMISSION CLERK

Charles Murphy

From: Floyd Self [fself@lawfla.com]
Sent: Tuesday, September 29, 2009 4:49 PM
To: Beth Keating; marva.johnson@bhnis.com; Christopher Savage; Charles Murphy; David Christian; Dulaney L O'Roark
Cc: Chris McDonald; Richard Wolfe; Samuel Cullari; dkonuch@fcta.com; gene@penningtonlaw.com; Adam Teitzman; Bob Casey; Beth Salak; Catherine Beard; Dale Mailhot; Lisa Harvey; Carolyn.Ridley@TWTelecom.com
Subject: RE: Florida Public Service Commission Dockets Nos. 070691 and 080036

Comcast agrees that the Comcast docket can now be closed without prejudice. Comcast reserves the right to initiate a new proceeding in the future if there are circumstances that merit the initiation of such a proceeding.

Thanks.

Floyd R. Self, Esq.
+Board Certified State and Federal Government and Administrative Practice Lawyer+
Messer, Caparello & Self, P.A.
Direct Phone: 850-425-5213
Email Address: <fself@lawfla.com>
Web Address: <www.lawfla.com>

Street Address:
2618 Centennial Place
Tallahassee, Florida 32308

Mailing Address:
P.O. Box 15579
Tallahassee, FL 32317

>>> "Savage, Christopher" <ChrisSavage@dwt.com> 9/24/2009 5:05 PM >>>
As far as Bright House is concerned, this docket can be closed. Some state-specific legal and policy questions remain unresolved, but at this point they are academic because the federal courts have sustained the FCC's ruling banning the conduct about which we were complaining. While we reserve our right to file a new case in the future if conditions should change, again, at this point this docket can be closed.

Thanks,

Chris Savage
Counsel for Bright House

From: Charles Murphy [mailto:cmurphy@PSC.STATE.FL.US]
Sent: Thursday, September 24, 2009 4:49 PM
To: Beth Keating; marva.johnson@bhnis.com; Savage, Christopher; David Christian; O'Roark, Dulaney L; Floyd Self; dkonuch@fcta.com
Cc: dkonuch@fcta.com; Cullari, Samuel; Carolyn.Ridley@TWTelecom.com; gene@penningtonlaw.com; Adam Teitzman; Lisa Harvey; Dale Mailhot; Beth Salak; Catherine Beard; Bob Casey
Subject: Florida Public Service Commission Dockets Nos. 070691 and 080036

Greetings,

9/29/2009

DOCUMENT NUMBER-DATE

10220 OCT-28

FPSC-COMMISSION CLERK

The FPSC staff would like to know whether any specific state issues remain to be resolved in the dockets referenced above. Absent such issues, staff will recommend that the dockets be closed. Please let me know your thoughts on this matter.

Respectfully,

Charlie Murphy

9/29/2009

Charles Murphy

From: O'Roark, Dulaney L [de.oroark@verizon.com]
Sent: Friday, September 25, 2009 4:57 PM
To: Savage, Christopher; Charles Murphy; Beth Keating; marva.johnson@bhnis.com; David Christian; Floyd Self; dkonuch@fcta.com
Cc: dkonuch@fcta.com; Cullari, Samuel; Carolyn.Ridley@TWTelecom.com; gene@penningtonlaw.com; Adam Teitzman; Lisa Harvey; Dale Mailhot; Beth Salak; Catherine Beard; Bob Casey
Subject: RE: Florida Public Service Commission Dockets Nos. 070691 and 080036

Verizon agrees that the dockets may be closed.

De O'Roark
Vice President & General Counsel -- Southeast Region
Verizon
5055 North Point Parkway
Alpharetta, GA 30022
678-259-1449 (phone)
678-259-1589 (fax)

From: Savage, Christopher [mailto:ChrisSavage@dwt.com]
Sent: Thursday, September 24, 2009 5:06 PM
To: Charles Murphy; Beth Keating; marva.johnson@bhnis.com; Christian, David (DAVID); O'Roark, Dulaney L; Floyd Self; dkonuch@fcta.com
Cc: dkonuch@fcta.com; Cullari, Samuel; Carolyn.Ridley@TWTelecom.com; gene@penningtonlaw.com; Adam Teitzman; Lisa Harvey; Dale Mailhot; Beth Salak; Catherine Beard; Bob Casey
Subject: RE: Florida Public Service Commission Dockets Nos. 070691 and 080036

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Cc: dkonuch@fcta.com; Cullari, Samuel; Carolyn.Ridley@TWTelecom.com; gene@penningtonlaw.com; Adam Teitzman; Lisa Harvey; Dale Mailhot; Beth Salak; Catherine Beard; Bob Casey
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Charlie Murphy

9/29/2009