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090538-TP

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Please find attached for filing:
 Joint Report of QCC, Sprint, AT&T, and Verizon Business Services Regarding Status of Discussions on QCC's Subpoena Duces Tecum

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DOCUMENT NUMBER - DATE

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FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of Qwest Communications Company, LLC against MCImetro Access Transmission Services (d/b/a Verizon Access Transmission Services); XO Communications Services, Inc.; tw telecom of florida, l.p.; Granite Telecommunications, LLC; Cox Florida Telecom, L.P.; Broadwing Communications, LLC; and John Does 1 through 50 (CLEC's whose true names are currently unknown) for rate discrimination in connection with the provision of intrastate switched access services in alleged violation of Section 364.08 and 364.10, F.S.

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JOINT REPORT OF QCC, SPRINT, AT&T, AND VERIZON BUSINESS SERVICES REGARDING STATUS OF DISCUSSIONS ON QCC'S SUBPOENA DUCES TECUM

On December 11, 2009, Qwest Communications Company, LLC ("QCC") filed a complaint alleging rate discrimination in connection with the provision of intrastate switched access services. In January 2010, QCC served a Subpoena Duces Tecum without Deposition on AT&T Corp¹, AT&T Communications of the Southern States, LLC ("AT&T"), Sprint Communications Company Limited ("Sprint") and on MCI Communications Services, Inc., d/b/a Verizon Business Services ("Verizon").

AT&T filed a Non-Party Objection to Subpoena Duces Tecum on January 29, 2010. On February 2, 2010, Verizon filed an Objection of Non-Party to Subpoena Duces Tecum. On February 3, 2010, Sprint filed an Objection of Non-Party to Subpoena Duces Tecum.

On February 5, 2010, QCC filed a Response to AT&T's Notice of Non-Party's Objecting to Subpoena Duces Tecum and on February 9, 2010, QCC filed a Response to Sprint's Objection of Non-Party to Subpoena Duces Tecum and a Response to Petition of Non-Party MCI Communications Services, d/b/a Verizon Business Services Objecting to Subpoena Duces Tecum.

In each of its responses, QCC stated it has been authorized by counsel for Sprint, AT&T, and Verizon to represent that consideration of their objections should be held in abeyance, that QCC need not respond to the substance of each company's objections at this time, and that the abeyance remain unless and until the companies reach an impasse.

¹ As indicated in their Notice of Non-Party Objection to Subpoena Duces Tecum, AT&T Inc. and AT&T Corp. have made a special appearance in this docket for the limited purpose of contesting the Commission's jurisdiction to issue a Subpoena requiring their response and AT&T Inc. and AT&T Corp. do not waive any jurisdictional arguments that they may have by the filing of this Status Report.

On March 23, 2010, the Prehearing Officer for this docket issued Order No. PSC-10-0170-PCO-TP, ordering that the objections to the subpoenas be held in abeyance pending additional discussions among QCC, Sprint, AT&T, and Verizon. The Prehearing Officer further ordered that QCC, Sprint, AT&T, and Verizon file a report of the status of their discussions with FPSC staff within sixty days of the issuance of the Order.

QCC has conferred with representatives of Sprint, AT&T, and Verizon, and has been authorized to file this joint report on behalf of the affected companies with the understanding that in participating in this joint report none of them waives and, in fact, each fully reserves all of its rights and restates its objections to the subpoena as set forth in its respective opposition filing cited above. The companies have conducted ongoing discussions regarding the subpoenas and are continuing to cooperate regarding them. Document production has occurred and is continuing. The affected parties, therefore, respectfully request that the objections to the subpoenas continue to be held in abeyance pending further notice.

Respectfully submitted this 20th day of May 2010

s/ Mary F. Smallwood
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**CERTIFICATE OF SERVICE
DOCKET NO. 090538-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served electronic mail on this 20th day of May, 2010, to the following:

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