Eric Fryson

From:Marsha Rule [Marsha@reuphlaw.com]Sent:Tuesday, September 18, 2012 2:49 PMTo:Filings@psc.state.fl.usSubject:Dkt. 120008-OTAttachments:Shortley.QR Request.pdf

Person Responsible for Filing: Marsha E. Rule, Attorney Rutledge, Ecenia & Purnell, P.A. 119 South Monroe St. Suite 202

119 South Monroe St. Suite 202 Tallahassee, FL 32301 850.681.6788

Docket Name and Number: Docket No. 120008-TP – Applications for qualified representative status

Filed on Behalf of: Broadwing Communications, LLC

Total Number of Pages: 4

Description of Documents:

Broadwing's Request for Qualified Representative Michael J. Shortley

Marsha E. Rule, Attorney

Rutledge, Ecenia & Purnell, P.A. 119 South Monroe St. Suite 202 Tallahassee, FL 32301 850.681.6788

DOCUMENT NUMBER-DATE

06262 SEP 18 ≌

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Applications for qualified representative status

Docket No. 120008-OT

Filed: September 18, 2012

BROADWING COMMUNICATIONS, LLC'S REQUEST FOR NAMING OF QUALIFIED REPRESENTATIVE <u>MICHAEL J. SHORTLEY, III</u>

Pursuant to Rule 28-106.106, Florida Administrative Code, Broadwing Communications LLC ("Broadwing") requests that Michael J. Shortley, III be named its qualified representative in all docketed and non-docketed matters currently before the Commission and in any new matters in calendar year 2012. <u>Broadwing specifically requests that such authorization remain in effect until the conclusion of Docket 090358-TP, including any appeal</u>. Broadwing is aware that it can be represented by counsel as defined in Rule 28-106.106, Florida Administrative Code and has also elected such representation.

Attached hereto is a sworn affidavit setting forth Mr. Shortley's qualifications. Mr. Shortley's address and telephone number are:

Michael J. Shortley, III Level 3 Communications 222 Kenneth Drive Rochester, New York, 14623 585.244.1429

WHEREFORE, for the above and foregoing reasons, Broadwing Communications LLC, respectfully requests that the Florida Public Service Commission grant this request.

DOCUMENT NUMBER-DATE 06262 SEP 18 ≌

FPSC-COMMISSION CLERK

Respectfully submitted:

/s/ Marsha E. Rule

MARSHA E. RULE Rutledge, Ecenia & Purnell, P.A. Post Office Box 551 Tallahassee, Florida 32301-0551 (850) 681-6788 telephone (850) 681.6515 facsimile marsha@reuphlaw.com

Broadwing Communications, LLC

CERTIFICATE OF SERVICE Docket 120008-OT

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Naming of Qualified Representative has been furnished by U.S. Mail to the following parties on this 18th

day of September, 2012:

S. Curtis Kiser General Counsel Florida Public Service Commission Division of Legal Services 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

/s/ Marsha E. Rule

Marsha E. Rule

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Applications for qualified representative status

Docket No. 120008-OT

AFFIDAVIT OF MICHAEL J. SHORTLEY, III

STATE OF NEW YORK COUNTY OF MONROE

I, Michael J. Shortley, III, being first duly sworn, do hereby depose and state as follows:

1. I am an attorney and Vice President for Level 3 Communications, LLC, which is a corporate affiliate of Broadwing Communications, LLC.

2. I am a member in good standing of the Bars of the State of New York and the District of Columbia and am seeking to be designated as a qualified representative in the above-captioned docket pursuant to Rule 28-106.106, Florida Administrative Code.

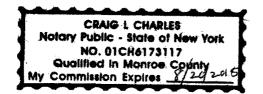
3. I have served as regulatory counsel for the above-named entities in proceedings before state regulatory Commissions, including proceedings involving the examination and resolution of factual and legal issues.

4. I am familiar with the relevant portions of the Florida Statutes, the Florida Rules of Civil Procedure, the Florida Administrative Code, the Florida Rules of Evidence, and Rule 28-106.107, Florida Administrative Code.

I declare that the foregoing is true and correct based on my knowledge, information, and belief.

Michael J. Shortley, III

SWORN TO AND SUBSCRIBED before me this 18^{th} day of September, 2012, by Michael Shortley, who (X) is personally known to me; or () who has presented proper identification.



Notary Public, State of New YoukCommission Number: $\frac{8/20/2015}{8/20/2015}$ My Commission expires: $01 \le M \le 12$ 3117