

Section 1 - Bureau of Records Complet

Docket No. 040869-TI Date Docketed: 08/17/2004 Title: Acknowledgment of name change on IXC Registration No. TJ112 from XO Florida, Inc. to XO Communications Services, Inc.

Company: XO Communications Services, Inc.  
XO Florida, Inc.

Official Filing Date:  
Last Day to Suspend:

Expiration:

Referred to:

("()" indicates OPR)

CCA	(CMP	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module B13(b)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff

Staff Counsel

OCRs  
OCRs

	0	Current CASR revision level	Due Dates	
			Previous	Current
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Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel \_\_\_\_\_  
Hearing Examiner \_\_\_\_\_ Staff \_\_\_\_\_

Date filed with CCA: \_\_\_\_\_

Initials: OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		

Prehearing Officer Commissioners					ADM
BZ	DS	JB	BD	DV	

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: \_\_\_\_\_  
Date: \_\_\_\_\_

14489-04

Section 1 - Bureau of Records Completes

Docket No. 040869-TI Date Docketed: 08/17/2004 Title: Acknowledgment of name change on IXC Registration No. TJ112 from XO Florida, Inc. to XO Communications Services, Inc., effective August 17, 2004.

Company: XO Communications Services, Inc.  
XO Florida, Inc.

Official Filing Date:  
Last Day to Suspend:  
Referred to:  
("O" indicates OPR)

Expiration:

CCA	(CMP)	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

Section 2 - OPR Completes and returns to CCA in 10 workdays.

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Program Module B13(b)

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FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	T Williams
Staff Counsel	D Rockette-Gray
OCRs	
OCRs	

0 Current CASR revision level

Due Dates  
Previous Current

1.	Memo to Docket File/Close Docket	NONE	09/09/2004
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Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel  
Hearing Examiner \_\_\_\_\_ Staff

Date filed with CCA: 08/26/2004

Initials: OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		X

- Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	X

Where panels are assigned the senior Commissioner is Panel Chairman:  
the identical panel decides the case.  
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assigned the full Commission decides the case.

Approved: BBI/Rmp  
Date: 08/26/2004

Section 1 - Bureau of Records Completes

Docket No. 040869-TI Date Docketed: 08/17/2004 Title: Acknowledgment of name change on IXC Registration No. TJ112 from XO Florida, Inc. to XO Communications Services, Inc., effective August 17, 2004.

Company: XO Communications Services, Inc.  
XO Florida, Inc.

Official Filing Date: \_\_\_\_\_ Expiration: \_\_\_\_\_

Last Day to Suspend: \_\_\_\_\_

Referred to:

("O" indicates OPR)

CCA	(CMP)	ECR	FLL	GCL	MMS	PIF	RCA	SCR
	X			X				

Section 2 - OPR Completes and returns to CCA in 10 workdays.

Time Schedule

Program Module B13(b)

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT  
IT IS TENTATIVE AND SUBJECT TO REVISION.  
FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff	T Williams	<input checked="" type="checkbox"/> Current CASR revision level	Due Dates	
			Previous	Current
		1. Memo to Docket File/Close Docket	09/09/2004	09/23/2004
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Staff Counsel	D Rockette-Gray	8.		
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Recommended assignments for hearing and/or deciding this case:

Full Commission \_\_\_\_\_ Commission Panel \_\_\_\_\_  
Hearing \_\_\_\_\_ Staff X

Date filed with CCA: 09/09/2004

Initials OPR \_\_\_\_\_  
Staff Counsel \_\_\_\_\_

Section 3 - Chairman Completes

Assignments are as follows:

- Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	BZ	DS	JB	BD	DV		
							X

Prehearing Officer

Commissioners					ADM
BZ	DS	JB	BD	DV	
					X

Where panels are assigned the senior Commissioner is Panel Chairman:  
the identical panel decides the case.  
Where one Commissioner, a Hearing Examiner or a Staff Member is  
assigned the full Commission decides the case.

Approved: 1313/Rms  
Date: ~~Pending~~ 9/14/04



# Fax

**To:** Kay Flynn **From:** Martin Pfister  
**Fax:** (850) 413-6745 **Pages:** (including cover)  
**Phone:** (850) 413-6744 **Date:** 7/30/2004  
**Re:** Allegiance Telecom Address Change **CC:**

**Urgent**     **For Review**     **Please Comment**     **Please Reply**     **Please Recycle**

• **Comments:** Please change the mailing address on file for Allegiance Telecom and provide copies of the Local and Long Distance Allegiance returns for the period 7/03-12/03.



XO Communications, Inc.

11111 Sunset Hills Road  
Reston, VA 20190  
USA

# Memo

**To:** Kay Flynn  
**From:** Martin Pfister, Regulatory Tax Manager  
**Date:** 7/30/2004  
**Re:** Allegiance Telecom Change of Address due to acquisition by XO Communications, Inc.

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On June 23, 2004, XO Communications, Inc. purchased Allegiance Telecom, Inc. (FEIN 75-2777353). Please change the all mailing addresses for Allegiance Telecom to the following:

XO Communications, Inc.  
C/O Tax Department  
11111 Sunset Hills Rd,  
Reston, VA 20190

I have attached the Form 8-K which was filed appropriately with the SEC as proof of purchase. Please call me with any questions or concerns.

I would also like to request a copy of both the Local and Long Distance returns filed by Allegiance for 07/01/03-12/31/03. If you could fax those to (703) 547-2420 I would greatly appreciate it.

Thank you,

Martin Pfister  
Property & Regulatory Tax Manager  
(703) 547-2866  
martin.g.pfister@xo.com

**Form 8-K for XO COMMUNICATIONS INC**

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29-Jun-2004

**Acquisition or Disposition of Assets and Financial Statements & Exhibits****Item 2. Acquisition or Disposition of Assets.**

On June 23, 2004, XO Communications, Inc. ("XO") announced that it completed its acquisition of the purchase of substantially all of the assets of Allegiance Telecom, Inc. for approximately \$322.0 million in cash, including \$11 million of adjustments for working capital, and 45.4 million shares of XO common stock. The cash portion of the purchase price was funded out of XO Communication's working capital. The terms of the purchase agreement, including the purchase price, were determined through arms-length negotiations between the parties thereto. Allegiance is a facilities-based national local exchange carrier that provides integrated telecommunications services to business, government and other institutional users in 36 major metropolitan areas across the United States.

A copy of the press release of the Company announcing the approval of the purchase is attached hereto as Exhibit 99.1.

**Item 7. Financial Statements and Exhibits.**

Exhibits. XO Communications, Inc.

99.1 Press Release of XO Communications, Inc., dated June 23, 2004.

**Kay Flynn**

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**From:** Kay Flynn  
**Sent:** Friday, July 30, 2004 3:06 PM  
**To:** Sally Simmons; Karen Belcher  
**Cc:** Beth Keating; Kimberley Pena; Nonnye Grant  
**Subject:** XO/Allegiance



FAX.TIF (31 KB)

I received a fax a short time ago (copy attached) stating XO Communications, Inc. purchased Allegiance Telecom, Inc. 6/23/04 and asking us to change all mailing addresses for Allegiance to an XO address.

Wouldn't this kind of transaction need to be treated as a transfer and cancellation of Allegiance's CLEC cert and IXC registration, meaning XO needs to make a formal filing for docketing and PSC approval and acknowledgment? If so, Sally, could you have someone on your staff call and instruct them on how to proceed? We won't make any address changes till we hear back from CMP.

Karen, please note that the fax includes a request for "a copy of both the local and long distance returns filed by Allegiance for 07/01/03 - 12/31/03." Is he talking about RAFs? If so, can you have someone fax the forms to the fax number listed in his request?

Thanks.  
Kay

<b>Tracking:</b>	<b>Recipient</b>	<b>Read</b>
	Sally Simmons	Read: 7/30/2004 3:08 PM
	Karen Belcher	Read: 7/30/2004 3:33 PM
	Beth Keating	
	Kimberley Pena	Read: 7/30/2004 3:10 PM
	Nonnye Grant	Read: 7/30/2004 3:07 PM

**Kay Flynn**

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**From:** Sally Simmons  
**Sent:** Friday, July 30, 2004 3:55 PM  
**To:** Tommy Williams  
**Cc:** Kay Flynn; Beth Keating  
**Subject:** FW: XO/Allegiance



FAX.TIF (31  
KB)

Tommy, please see me Monday morning so that we can discuss. I'm thinking that XO needs a waiver of the slamming rules and approval for the acquisition (with respect to Allegiance's IXC entity, but not the CLEC entity), plus Allegiance's IXC registration and CLEC certificate need to be canceled once all RAFs are paid. I don't deal with these types of questions very often and need your thoughts. Thanks.

-----Original Message-----

**From:** Kay Flynn  
**Sent:** Friday, July 30, 2004 3:06 PM  
**To:** Sally Simmons; Karen Belcher  
**Cc:** Beth Keating; Kimberley Pena; Nonnye Grant  
**Subject:** XO/Allegiance

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Thanks.  
Kay

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040869  
040870

**Kay Flynn**

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**To:** Sally Simmons  
**Subject:** RE: XO of Florida

Thanks for the further clarification, Sally.....we'll take action when we get a filing or Tommy asks us to open dockets.

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**From:** Sally Simmons  
**Sent:** Tuesday, August 03, 2004 2:09 PM  
**To:** Kay Flynn  
**Subject:** FW: XO of Florida

FYI -- I talked with Tommy further and understand that Allegiance's old CLEC certificate and IXC registration will be canceled.

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**From:** Tommy Williams  
**Sent:** Tuesday, August 03, 2004 1:44 PM  
**To:** Sally Simmons  
**Subject:** RE: XO of Florida

All will be consolidated into XO communications

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**From:** Sally Simmons  
**Sent:** Tuesday, August 03, 2004 11:32 AM  
**To:** Tommy Williams  
**Cc:** Kay Flynn  
**Subject:** RE: XO of Florida

Tommy, re. Allegiance's old CLEC and IXC entities, will the certificate/registration be canceled or held by XO?  
Thanks.

---

**From:** Tommy Williams  
**Sent:** Tuesday, August 03, 2004 11:21 AM  
**To:** Sally Simmons  
**Cc:** Kay Flynn  
**Subject:** XO of Florida

FYI:  
Talked to Julie this morning and I had forgotten about a letter that we received on July 19 that was in my in box. As soon as they get conformation back from Division of Corp. on another name change concerning all of XO subsidiaries I will open a docket to transfer and waive slamming. All is well and I will hole on the the name change information until this arrives.

**Kay Flynn**

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**To:** Tommy Williams; Sally Simmons  
**Subject:** RE: XO of Florida

Thanks, Tommy. We'll place this fax in the undocketed correspondence file and wait for an "official" document to open a docket.

Kay

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**From:** Tommy Williams  
**Sent:** Tuesday, August 03, 2004 11:21 AM  
**To:** Sally Simmons  
**Cc:** Kay Flynn  
**Subject:** XO of Florida

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8/3/2004