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AVALON DEVELOPMENT, LLC
4315 Pablo Oaks Ct.
Jacksonville, FL 32224

July 11, 2007

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DISTRIBUTION CENTER

Ms. Ann Cole
Office of the Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 070126-TL: Petition for relief from carrier-of-last-resort ("COLR") obligations pursuant to Section 364.025(6)(d), Florida Statutes, for Villages of Avalon, Phase II, in Hernando County, by BellSouth Telecommunications, Inc. d/b/a AT&T Florida

Dear Ms. Cole:

On July 10, 2007, the Florida Public Service Commission ("Commission") unanimously voted to set for formal administrative hearing the matter of the Petition by AT&T Florida ("AT&T") for relief from carrier-of-last-resort ("COLR") obligations pursuant to Section 364.025(6)(d), Florida Statutes, for Villages of Avalon, Phase II, in Hernando County. Avalon Development, LLC ("Developer") had previously filed an objection to AT&T's petition dated March 9, 2007, which was received by the Commission on March 12, 2007. That objection was renewed by the Developer's letter dated June 25, 2007, and received by the Commission on June 28, 2007.

The purpose of this letter is to inform the Commission that the Developer hereby withdraws its formal objection to AT&T's Petition and will not participate in the proposed formal hearing process for this docket. We recognize that by doing so, AT&T will likely face no opposition to its Petition, but Developer simply does not have the time or resources to take on a company the size of AT&T in lengthy and expensive administrative litigation before the Commission, whether that litigation be expedited or not. As a result, we also recognize that AT&T will likely have achieved its goal of depriving our homeowners of AT&T's services lest the Developer incur expensive litigation costs or pay AT&T approximately \$171,606 for AT&T to extend its facilities to serve Phase II of our development.

Developer still believes that AT&T should be required by the Commission to serve Phase II of the Villages of Avalon under its COLR obligations under Section 364.025, Florida Statutes, as AT&T currently does for Phase I of this same development. AT&T has provided the Commission with no reasonable justification or support for requiring the aforementioned line extension fee for Phase II. AT&T did not require any such payment by Developer for the contiguous and previously constructed AT&T communications network facilities serving Phase I of the residential development at issue. AT&T's argument in support of the proposed fee, that the current Section 364.025, Florida Statutes, did not exist at the time of the construction of

Phase I of our development, is a specious one, given that AT&T's COLR obligation and the Commission's line extension rule existed at the time of Phase I construction. As a result, Developer wholeheartedly supports the Commission Staff's recommendation that AT&T has not met its burden for COLR relief and the petition should be denied.

We hereby certify that we sent copies of this letter to the persons listed in the copy lines below, by certified First Class U.S. Mail and facsimile.

This filing with the Commission is submitted by Developer, on behalf of itself and its affiliate Stokes & Griffith Properties, LLC.

Sincerely,



Mallory Gayle Holm
General Counsel

cc: James Meza III
Sharon R. Liebman
Manuel A. Gurdian
E. Earl Edenfield, Jr.
c/o Nancy H. Sims
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