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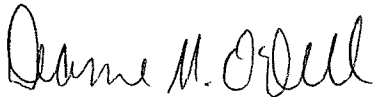
March 1, 2010

Via Electronic FilingJames McNulty, Secretary
PA Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265Re: Core Communications, Inc. v. XO Communications Services Inc.,
Docket No. C-2009-2133609

Dear Secretary McNulty:

On behalf of Core Communications, Inc., enclosed please find an original of its Prehearing Memo along with the electronic filing confirmation page for each of the above listed pleadings. All parties have been served in accordance with the attached Certificate of Service.

Sincerely yours,



Deanne M. O'Dell, Esq.

DMO/lww
Enclosurecc: Hon. Kandace Melillo, w/enc.
Cert. of Service w/enc.

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of Core Communications' Prehearing Memo upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54.

Via Email and/or First Class Mail


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Karen.potkul@xo.com

Dated: March 1, 2010



Deanne M. O'Dell, Esq.

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of Core Communications' Prehearing Memo, Petition for Protective Order and Motion for Pro Hac Vice upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54.

Via Email and/or First Class Mail

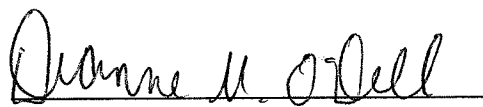
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February 2, 2010 but was subsequently rescheduled to March 4, 2010 at the request of Core due to a conflict with another pending Commission case. Discovery has commenced.

II. JURISDICTION

Core has filed complaints similar to the one in this matter against AT&T Communications of PA, LLC (Docket No. C-2009-2108186) and TCG Pittsburgh, Inc. (Docket No. C-2009-2108239) (combined "AT&T Complaint") as well as Choice One Communications of Pennsylvania, Inc. (Docket No. C-2009-2130379) and CTC Communications Corp. (Docket No. C-2009-2131838) (combined "One Complaint"). Regarding the AT&T Complaint, ALJ Jones issued an Order on February 26, 2010 denying in part a Motion to Dismiss that was filed by AT&T regarding traffic sent by AT&T and bound for Core's VoIP customers. In that same order, ALJ Jones granted in part the Motion to Dismiss regarding ISP-bound traffic sent by AT&T to Core for termination. Core is planning to file a Petition for Interlocutory Commission review and answer to a material question regarding the ISP-Bound traffic. Since the parties recognize that the outcome of the jurisdiction issue will impact this complaint, they have agreed to a suspension of the procedural schedule pending Commission resolution.

II. PRESENTLY IDENTIFIED ISSUES

In its Complaint, Core seeks compensation from XO for the intrastate telecommunications access charges billed by Core to XO from 2004 through the present. The issues in this proceeding are generally whether XO owes Core compensation for its termination of this traffic and, if so, at what rate.

A. Applicability of Core's Access Tariff

In the absence of any traffic exchange agreement between the parties, Core's position is that XO is required to compensate Core for Core's termination of XO's traffic pursuant to Core's Intrastate Access Tariff (Tariff PA PUC No. 4).

B. Alternative Compensation Due from XO to Core

Alternatively, if the Commission finds that Core's intrastate access tariff does not apply, Core's position is that the intercarrier compensation arrangements between the parties for the traffic sent by XO to Core for termination are governed by the cost-based reciprocal compensation set forth in 47 U.S.C. § 251(b)(5) as administered by the Commission.

IV. PROPOSED WITNESSES AND SUBJECT MATTER OF TESTIMONY

At this time, Core expects to present the testimony of Bret L. Mingo, president and CEO of Core Communications, Inc. Mr. Mingo is expected to provide testimony regarding Core's receipt of XO's traffic for termination to Core's customers, Core's attempt to secure payment for this termination of traffic and Core's position regarding compensation due by XO for this service.

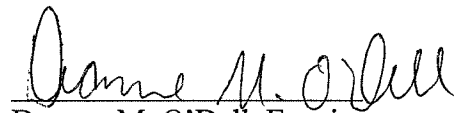
VI. PROCEDURAL SCHEDULE

As discussed above, the parties agree that the procedural schedule can be suspended pending resolution by the Commission of the jurisdiction issue regarding a similar complaint Core has filed against AT&T.

VII. DISCOVERY MODIFICATIONS

In anticipation of the continuation of this case pending the Commission's resolution of the subject matter jurisdiction raised in the context of the AT&T complaint, Core consents to service via email. Core also recommends that the parties agree to provide oral notice of any objections to discovery requests within five (5) days of service.

Respectfully submitted,



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Dated: March 1, 2010