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December 9, 2010

*Via Electronic Mail and  
Electronic Filing*

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17105-3265  
[rchiavetta@state.pa.us](mailto:rchiavetta@state.pa.us)

In re: Consolidated Communications Enterprise Services, Inc. v. Omnipoint Communications Inc. d/b/a T-Mobile, Omnipoint Communications Enterprises LLC d/b/a T-Mobile, Voice Stream Pittsburgh LP d/b/a T-Mobile, or such other affiliated entities as are involved in the provision of CMRS service and the delivery of intrastate traffic to CCES; Docket No. C-2010-2210014

Dear Secretary Chiavetta:

The purpose of this letter is to request an extension for the filing of Answers by Consolidated Communications Enterprise Services, Inc. ("CCES") to the extensive Motion to Dismiss and New Matter filed by Respondent Omnipoint Communications Enterprises, LLC d/b/a T-Mobile ("T-Mobile") in the above-captioned matter. Both documents were filed under cover letter dated December 6, 2010, and, including the three day mail rule, which applies,<sup>1</sup> responses are currently due as follows:

Preliminary Objection	December 19, 2010
Answer to New Matter	December 29, 2010

**CCES requests an extension until January 7, 2011 for the filing of its Answers to both of these documents.** The requested extensions are necessary due to the pending holidays, personal reasons and the extensiveness of the pleadings submitted by T-Mobile. The Preliminary Objections are 34 pages long and contain extensive citation to numerous federal and state orders, rules, regulations and statutes. CCES suggests that it is appropriate to set a single day for the filing of Answers to both documents, inasmuch as the New Matter contains similar, if not identical, affirmative defenses to those used in the Preliminary Objections.

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<sup>1</sup> T-Mobile did serve copies on CCES electronically, but this does not affect the three day mail rule.

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CCES has previously requested T-Mobile's agreement to this extension and T-Mobile has declined to do so, offering only to agree to a lesser time frame. There is, however, no prejudice to T-Mobile if the full extension is granted and, frankly, CCES needs the time for the above-stated reasons.

We appreciate your consideration of this request. Should you have any questions, please do not hesitate to contact me.

Very truly yours,

THOMAS, LONG, NIESEN & KENNARD

By:

  
Norman J. Kennard


NJK:tlt

cc: Per Certificate of Service

**CERTIFICATE OF SERVICE**

I hereby certify that on this 9<sup>th</sup> day of December, 2010, I did serve a true and correct copy of the foregoing upon the persons below via electronic and first class mail as follows:

Christopher Arfaa, Esquire  
Arfaa Law, P.C.  
150 N. Radnor Chester Road, Suite F-200  
Radnor, PA 19087-5245



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Norman J. Kennard, PA ID No. 29921