

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Karen Drake

v.

MCI Communications Services, Inc.

C-20077785

PREHEARING ORDER

DOCUMENT
FOLDER

An Initial Telephone Hearing in this case is scheduled for Monday, October 1, 2007 at 10:00 a.m. You must be available when contacted by the presiding officer or your case will be dismissed. If you will be at a telephone number that is different than the number listed on the Complaint, you must notify me of that telephone number at least five (5) business days before the hearing.

The parties are hereby directed to comply with the following requirements:

1. A request for a change of the scheduled hearing date must state the agreement or opposition of other parties, and must be submitted in writing no later than five (5) business days prior to the hearing. 52 Pa. Code §1.15(b). Requests for changes of hearing dates must be sent to me and all parties of record. My correct address is:

1302 Philadelphia State Office Building
1400 West Spring Garden Street
Philadelphia, PA 19130
Telephone: 215-560-2105
Fax: 215-560-3133

Changes are granted only in rare situations where good cause exists.

DOCKETED
AUG 2 2 2007

RJP

2. Commission policy promotes settlements. 52 Pa. Code §5.231(a). The utility will contact the customer at least one week before the scheduled hearing to talk over a possible settlement of this case. Even if you are unable to settle this case, you may still resolve many questions or issues during your talks. If an agreement is reached, a formal hearing will not be necessary and the scheduled hearing will be cancelled.

3. If you intend to present any documents or exhibits for my consideration, you must send one copy to the other party and three (3) copies to me at least five (5) business days before the hearing. Proposed exhibits should be properly pre-marked for identification purposes.

4. Although the hearing is being conducted telephonically for the convenience of the parties, it is still a formal proceeding and will be conducted in accordance with the Commission's Rules of Practice and Procedures.

5. Pursuant to 52 Pa. Code §§1.21 & 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you. However, if you are a partnership, limited liability company, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall insure that their appearance is entered in accordance with the provisions of 52 Pa. Code §1.24(b).

6. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa. Code §5.421. You must submit your written application to the Administrative Law Judge sufficiently in advance of the hearing date so that the other parties will have the required ten (10) days' notice to answer or object, and so that you will have enough time to receive the subpoena and serve it.

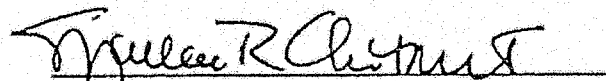
7. Be aware that there often is a delay in my receiving documents filed in Harrisburg. Therefore, serve me directly with any documents that you file in this proceeding.

8. The Complainant is responsible for payment of current bills pending the resolution of this complaint. 52 Pa. Code § 56.181. Failure to make payments may result in the termination of utility service.

9. **THIS CASE WILL BE DISMISSED IF THE CUSTOMER FAILS TO PARTICIPATE IN THE HEARING AND PRESENT EVIDENCE ON THE ISSUES RAISED.**

10. The complainant bears the burden of proof and must demonstrate by a preponderance of the evidence that respondent violated its tariff, the Public Utility Code or a Commission order or regulation, and that he/she is entitled to the relief requested in the Complaint.

Date: August 14, 2007


Marlane R. Chestnut
Administrative Law Judge

Hawke
 Mckeon &
 Sniscak LLP
ATTORNEYS AT LAW

William T. Hawke
Kevin J. McKeon
Thomas J. Sniscak
Lillian Smith Harris
Scott T. Wyland
Todd S. Stewart
Craig R. Burgraff
Janet L. Miller
Steven K. Haas
William E. Lehman
Rikardo J. Hull
Katherine E. Lovette
Amy Whitney Baer

100 North Tenth Street, Harrisburg, PA 17101 Phone: 717.236.1300 Fax: 717.236.4841 www.hmslegal.com

September 13, 2007

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street - Filing Room
P.O. Box 3265
Harrisburg, PA 17105-3265

ORIGINAL

RE: Karen Drake v. MCI Communications Services, Inc., Docket No. C-20077785;
APPLICATION FOR SUBPOENA

Dear Mr. McNulty:

Enclosed for filing with the Commission are an original and three (3) copies of MCI Communications Services, Inc.'s Application for Subpoena in the above-captioned matter. A copy of this document has been served in accordance with the attached Certificate of Service.

If you have any questions with regard to this filing, please direct them to me. Thank you for your attention to this matter.

DOCUMENT
FOLDER

Very truly yours,

Amy Whitney Baer

Amy Whitney Baer
Counsel for MCI Communications Services, Inc.

AWB

Enclosures

cc Honorable Marlane R. Chestnut
Cynthia L. Randall
Karen Drake

BTL

MAILING ADDRESS: P.O. BOX 1778 HARRISBURG, PA 17105

52

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Administrative Law Judge Marlane R. Chestnut

KAREN DRAKE,

Complainant

v.

Docket No. C-20077785

MCI COMMUNICATIONS SERVICES, INC.,

Respondent

NOTICE

ORIGINAL

TO: Cynthia L. Randall
Assistant General Counsel, Verizon Pennsylvania Inc.
1717 Arch Street, 10th Floor
Philadelphia, PA 19103

The attached document is an Application for Subpoena for the appearance of an employee of Verizon Pennsylvania Inc.'s ("Verizon PA") Repair Center to serve as a witness on behalf of MCI Communications Services, Inc ("MCI") in connection with the above-captioned matter. This Application requests the presiding Administrative Law Judge, Marlane R. Chestnut, to issue a Subpoena directing that Verizon PA make an employee of its Repair Center available to attend and participate in the October 1, 2007 Initial Telephonic Hearing scheduled in this matter, and that such employee be prepared to testify at that time with respect to Verizon PA's role in the disputes raised in the Formal Complaint filed at Docket No. C-20077785 concerning telephone service provided to Karen Drake.

DOCKETED
NOV 17 2007

DOCUMENT
FOLDER

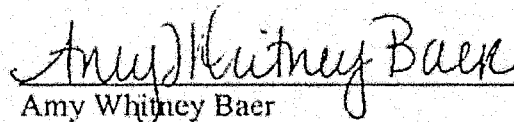
Answers or objections to this Application for Subpoena must be filed and served within ten (10) days of the service of this Notice and Application, upon each of the following:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
North Office Building
PO Box 3265
Harrisburg, PA 17105-3265

Honorable Marlane R. Chestnut
Administrative Law Judge
Pennsylvania Public Utility Commission
1302 Philadelphia State Office Building
1400 West Spring Garden Street
Philadelphia, PA 19130

A copy of any answers or objections also must be served upon the undersigned counsel for MCI Communications Services, Inc.

Respectfully submitted,



Amy Whitney Baer
Attorney I.D. No. 202173
Hawke McKeon & Sniscak LLP
Harrisburg Energy Center
100 North Tenth Street
P.O. Box 1778
Harrisburg, PA 17105-1778
717-236-1300 (voice); 717-236-4841 (fax)
awbaer@hmslegal.com

DATED: September 13, 2007

Counsel for MCI Communications Services, Inc.

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Administrative Law Judge Marlane R. Chestnut

KAREN DRAKE,

Complainant

v.

Docket No. C-20077785

MCI COMMUNICATIONS SERVICES, INC.,

Respondent

ORIGINAL

APPLICATION FOR SUBPOENA DUCES TECUM

1. Pursuant to 66 Pa.C.S. § 309 and 52 Pa. Code §§ 5.343 and 5.344, MCI Communications Services, Inc. ("MCI") hereby applies for the issuance of a Subpoena Duces Tecum requiring the appearance of an employee of Verizon Pennsylvania Inc.'s ("Verizon PA") Repair Center to testify as a witness presented on behalf of MCI at the Initial Telephonic Hearing scheduled to be held in the above-captioned matter on October 1, 2007. This Verizon PA employee should be prepared to testify at that time with respect to Verizon PA's role in connection with repair issues raised in the Formal Complaint filed at Docket No. C-20077785 by Karen Drake. A copy of this Formal Complaint is attached to and incorporated into this Application as **Appendix A**.

2. In the Formal Complaint, Karen Drake alleges, *inter alia*, that (a) she was without telephone service for five (5) months; (b) MCI refused her request to have a technician sent to her residence to investigate her service claims; (c) telephone lines were moved, and (d) she was charged for three Network Interface Devices.

DOCUMENT
FOLDER

DOCKETED
NOV 17 2007

3. As a competitive local exchange carrier that utilizes the facilities owned by Verizon PA, MCI submits a request to Verizon PA when an MCI customer requests repair or service that does not relate to inside wiring. Because it owns the facilities, Verizon PA must perform any repairs that are required in response to service requests received by MCI from its customers. In the current matter, MCI submitted repair requests to Verizon PA in response to several contacts MCI received from Ms. Drake.

4. The topics MCI intends to inquire of the Verizon PA employee at hearing include, but may not be limited to, the following:

- (a) The employee's background, credentials and experience;
- (b) The employee's personal experience or knowledge of repair work completed on Ms. Drake's telephone lines or at her residence;
- (c) Information contained in Verizon PA's business records that pertains to the repair work completed on Ms. Drake's telephone lines or at her residence;
- (d.) The standards and specifications Verizon PA follows for repair and service work; and
- (e.) The employee's opinions and conclusions as to the work performed at Ms. Drake's residence.

5. Additionally, pursuant to 52 Pa. Code § 5.349, MCI requests that Verizon PA be required to submit to MCI, at least ten (10) days before the October 1, 2007 hearing, copies of all repair records maintained by Verizon PA in its normal course of business that relate to repair work completed on Ms. Drake's telephone lines or at her residence. MCI further requests that

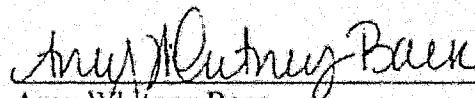
the Verizon PA employee be required to bring a copy of these same records for use during the telephonic hearing.

6. MCI has spoke with Assistant General Counsel for Verizon PA, Cynthia L. Randall, and MCI believes Verizon PA will not object to this Application.

7. A copy of this Application for Subpoena, together with the attached Notice, has been served upon Verizon PA at the business address of its Assistant General Counsel, Cynthia L. Randall, and upon Karen Drake at the address listed on the Formal Complaint: 6238 Clearview Street, Philadelphia, PA 19138.

WHEREFORE, MCI Communications Services, Inc. respectfully requests Your Honor to issue the attached Subpoena to compel the appearance of an employee of Verizon PA's Repair Center at the October 1, 2007 Initial Telephonic Hearing to be held in this matter, or any continuance thereof.

Respectfully submitted,



Amy Whitney Baer
Attorney I D. No. 202173
Hawke McKeon & Sniscak LLP
Harrisburg Energy Center
100 North Tenth Street
P.O. Box 1778
Harrisburg, PA 17105-1778
717-236-1300 (voice); 717-236-4841 (fax)
awbaer@hmslegal.com

DATED: September 13, 2007

Counsel for MCI Communications Services, Inc.

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: May 25, 2007

KAREN DRAKE

Complainant

v.

MCI COMMUNICATIONS SERVICES, INC.

Respondent

Complaint Docket
No: C-20077785

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: MCI COMMUNICATIONS SERVICES, INC.

TAKE NOTICE:

That a complaint in the above entitled matter, of which the attached is a true and correct copy, has been presented and filed of record with the Pennsylvania Public Utility Commission. Section 702 of the Public Utility Code, 66 Pa. C.S. Section 702, requires the Commission to serve on each party named in a complaint a copy of the complaint and notice calling upon each party to satisfy the complaint, or to answer the same in writing within a specified time; THEREFORE,

1. You have twenty (20) days from the date on which this complaint is served to either satisfy this complaint or to file with the **Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265**, an answer (original and three copies), in writing, under oath, which, as required by Section 5.61 of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 5.61, either affirms or specifically denies the allegations in this complaint. You must also serve a copy of the answer upon the complainant. The date of service is the mailing date as indicated by the date at the top of this Notice. Section 1.56(a) of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 1.56(a).

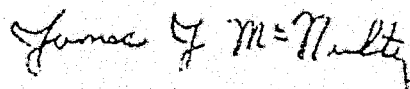
2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code Section 5.61. In that event, the Commission may, without hearing, enter an order which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. Section 101, et seq.; and, if

you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

3. If you elect to satisfy this complaint you must file, within twenty (20) days from the date on which this complaint is served, affidavits executed by each complainant that this complaint has been satisfied. Such affidavits must describe the basis on which this complaint was satisfied; any settlement agreement between the parties must be reduced to writing and attached to the affidavit. Such affidavits are to be filed with the Secretary of the Commission at the address set forth in paragraph 1. Upon receipt of affidavits of satisfaction from all complainants, this complaint may be dismissed by the Commission in accordance with Section 703(a) of the Public Utility Code, 66 Pa. C.S. Section 703(a), unless the Commission determines that such dismissal would be contrary to the public interest, in which event the Commission may direct that hearings be held upon the complaint.

4. If you file an answer which admits the allegations in this complaint, or which fails to specifically deny the allegations in this complaint, the Commission may, without hearing, enter an order which either revokes or suspends any certificate held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

5. If you file a timely answer which specifically denies the allegations in this complaint, or which raises material questions of law or fact, this matter shall be referred to the Office of Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, you are found to have committed any of the violations alleged in the complaint, the Administrative Law Judge may render a decision which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. In the imposition of a penalty after a hearing the Administrative Law Judge is not bound by the relief sought by the complainant in paragraph 4 of the attached complaint.



James J. McNulty
Secretary

(SEAL)

Certified Mail
Return Receipt Requested

PENNSYLVANIA PUBLIC UTILITY COMMISSION

312025

Formal Complaint Form

Please print or type.

C-20077785

1. CUSTOMER NAME (COMPLAINANT)

Your name, mailing address, county, telephone number, utility account number and service address:

Name Karen Drake

Street/P.O. Box 6238 Clearview St Apt #

City Phila State Pa Zip 19138

County Pa

Area Code/HOME Phone 215-842-2341

COPY

Area Code/WORK Phone

Utility Account Number 22564336
(from your bill)

If your complaint involves utility service provided to a different address than your mailing address, please list this information below.

Name

Street/P.O. Box

City State Zip

2. UTILITY NAME (RESPONDENT)

Name of utility company your complaint concerns: MCI

SECRETARY'S BUREAU
MAY 14 4 08 PM '07
RECEIVED

3. TYPE OF UTILITY (check one)

ELECTRIC

STEAM HEAT

GAS

WASTE WATER

WATER

MOTOR CARRIER

(taxi, moving company, limousine)

TELEPHONE
(local, long distance)

4. COMPLAINT (check one)

A. In general, what is your complaint?

I want to oppose the company's proposed rate increase.

There are incorrect charges on my bill.

There is a reliability, safety or quality problem with my utility service.

I received a notice that my utility service is being terminated.

I would like a payment agreement.

Other. No service for 5 months / Refused to send Tech (explain) Charged me for 3 interface Boxes (on Home)

B. State the facts of your complaint.

Include any specific dates, times or places that are important. If the complaint is about a bill, tell us about any charges that you believe are not correct. Use additional paper if you need more space. Provide copies of all relevant documents you believe will support your complaint.

Charged for a 2995 Bill every month
1) \$100.00 or more dollars over a year + half
No Long Distance I canceled + changed
From the Neighborhood Plan to what they
call Neighborhood Talk (2995, Local)
2) No service for about 5 months
3) They moved the line, kept telling me I had it, (I didn't)
Charging me for 3 interface Boxes

5. RELIEF

What do you want the Public Utility Commission to do about your complaint? Use additional paper if you need more space.

6. PROTECTION FROM ABUSE

Answer the following question if your complaint is against a natural gas distribution company, an electric distribution company or a water company AND your complaint is about a billing problem, an application for service problem, a termination of service problem or a request for a payment agreement.

Has a court granted a "Protection from Abuse" order for your personal safety?

YES

NO

7. PRIOR UTILITY CONTACT

Answer the following question only if you are a residential customer and your complaint is against an electric distribution utility, natural gas distribution utility or a water distribution utility.

Have you spoken to a utility company representative about this complaint?

YES
(includes appeals of BCS determinations)

NO

+ Recording TRANSFERRED 8/0 X'S

If you tried to, but could not speak to a utility company representative about your complaint, please explain why.

8. VERIFICATION AND SIGNATURE

You must print or type your name below on the line provided for the verification paragraph, and you must sign and date (in ink) this form on the lines provided.

Verification: I KAREN Drake, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Karen Drake 5-1-07
(Signature) (Date)

9. LEGAL REPRESENTATION (IF ANY)

If you are represented by a lawyer in this matter you must provide your lawyer's name, address and telephone number.

Lawyer's Name _____

Street _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

10. FILING

Please return the completed form to one of the addresses listed below:

If using U.S. Postal Service:

If using overnight delivery service:

Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105	Secretary Pennsylvania Public Utility Commission 400 North Street Commonwealth Keystone Building, 2 nd Floor Harrisburg, Pennsylvania 17120
---	--

Facsimiles and/or electronic filings of the complaint form will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your complaint for your records.

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Administrative Law Judge Marlane R. Chestnut

KAREN DRAKE,

Complainant

v.

Docket No. C-20077785

MCI COMMUNICATIONS SERVICES, INC.,

Respondent

**ORDER GRANTING MCI COMMUNICATIONS SERVICES, INC.'S
APPLICATION FOR APPEARANCE BY SUBPOENA OF
AN EMPLOYEE FROM VERIZON PENNSYLVANIA INC'S REPAIR CENTER**

Application granted. Verizon Pennsylvania Inc. ("Verizon PA") is hereby directed to make available and require the appearance of an employee from its Repair Center to act as a witness on behalf of MCI Communications Services, Inc. ("MCI") at the October 1, 2007 Initial Telephonic Hearing scheduled in the above matter. Verizon PA also is directed to submit to MCI the documents and items listed in the Application at least ten (10) days prior to the Initial Telephonic Hearing. So ORDERED this _____ day of _____, 2007.

Marlane R. Chestnut,
Administrative Law Judge

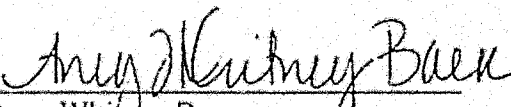
CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

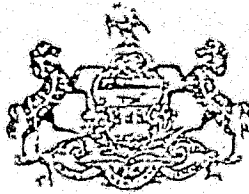
VIA FIRST CLASS MAIL:

Karen Drake
6238 Clearview Street
Philadelphia, PA 19138

Cynthia L. Randall
Assistant General Counsel
Verizon Pennsylvania Inc.
1717 Arch Street, 10th Floor
Philadelphia, PA 19103


Amy Whitney Baer
Counsel for MCI Communications Services, Inc.

Dated this 13th day of September, 2007



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Karen Drake v. MCI Communications Services, Inc.

Docket No. C-20077785

SUBPEONA

To: Cynthia L. Randall, Assistant General Counsel for Verizon Pennsylvania Inc., 1717 Arch Street, 10th Floor, Philadelphia PA 19083

Pursuant to the authority of this Commission under § 309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to provide a witness from its Repair Center to participate in an Initial Telephonic Hearing before Administrative Law Judge Marlane R. Chestnut on October 1, 2007, at 10:00 am, in the above case, to testify on behalf of MCI Communications Services, Inc. and to remain until excused;

2. And to have the witness bring with him/her and produce the following: copies of all repair records maintained by Verizon PA in its normal course of business that relate to repair work completed on Ms. Drake's telephone lines or at her residence.

This subpoena is issued subject to the provisions of 52 Pa. Code § 5.421 (with regard to issuance, notice and service).

BY THE COMMISSION

Date: _____

Marlane R. Chestnut
Administrative Law Judge

Commonwealth of Pennsylvania)
)
County of)

AFFIDAVIT OF SERVICE

Before me, the undersigned authority, personally appeared _____
who, being duly sworn according to law, deposes and says that he/she served a true and correct copy
of the within Application of MCI Communications Services, Inc. for Issuance of Subpoena Duces
Tecum upon _____ by handing the same to him/her at
_____ on the _____ day of _____, 20____ at _____ m.

Signature

Sworn to and subscribed before me
this _____ day of _____, 20____

Notary Public

Hawke
 McKeon &
 Sniscak LLP
ATTORNEYS AT LAW

William J. Hawke
Kevin J. McKeon
Thomas J. Sniscak
Lillian Smith Harris
Scott T. Wyland
Todd S. Stewart
Craig R. Burgraff
Janet L. Miller
Steven K. Haas
William E. Lehman
Rikardo J. Hull
Katherine E. Lovette
Amy Whitney Baer

100 North Tenth Street, Harrisburg, PA 17101 Phone: 717.236.1300 Fax: 717.236.4841 www.hmslegal.com

September 13, 2007

RECEIVED

SERVICE BY ELECTRONIC AND FIRST CLASS MAIL

SEP 13 2007

Honorable Marlane R. Chestnut
Administrative Law Judge
Pennsylvania Public Utility Commission
1302 Philadelphia State Office Building
1400 West Spring Garden Street
Philadelphia, PA 19130

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DOCUMENT
FOLDER

RJP

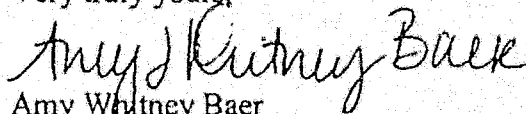
RE: Karen Drake v. MCI Communications Services, Inc.; Docket No. C-20077785;
APPLICATION FOR SUBPOENA

Dear Judge Chestnut:

Enclosed please find MCI Communications Services, Inc.'s ("MCI") Application for Subpoena Duces Tecum seeking the appearance of an employee of Verizon Pennsylvania Inc.'s Repair Center to serve as a witness on behalf of MCI during the Initial Telephonic Hearing scheduled to be held before Your Honor in the above-captioned matter on October 1, 2007. Notice of this Application has been provided to Verizon Pennsylvania Inc. and a copy of the Notice and Application have been forwarded to Karen Drake, as set forth on the Certificate of Service.

If you have any questions with regard to this filing, please direct them to me. Thank you for your attention to this matter.

Very truly yours,



Amy Whitney Baer

Counsel for MCI Communications Services, Inc.

AWB

Enclosures

cc: James J. McNulty, Secretary
Per Certificate of Service

MAILING ADDRESS: P.O. BOX 1778 HARRISBURG, PA 17105

Hawke
 McKeon &
 Sniscak LLP
ATTORNEYS AT LAW

William T. Hawke
Kevin J. McKeon
Thomas J. Sniscak
Lillian Smith Harris
Scott T. Wyland
Todd S. Stewart
Craig R. Burgraff

Janet L. Miller
Steven K. Haas
William E. Lehman
Rikardo J. Hull
Katherine E. Lovette
Amy Whitney Baer

100 North Tenth Street, Harrisburg, PA 17101 Phone: 717.236.1300 Fax: 717.236.4841 www.hmslegal.com

September 17, 2007

RECEIVED

SEP 17 2007

SERVICE BY ELECTRONIC AND FIRST CLASS MAIL

Honorable Marlane R. Chestnut
Administrative Law Judge
Pennsylvania Public Utility Commission
1302 Philadelphia State Office Building
1400 West Spring Garden Street
Philadelphia, PA 19130

DOCUMENT
FOLDER

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RE: Karen Drake v. MCI Communications Services, Inc ; Docket No. C-20077785;
MODIFICATION TO MCI COMMUNICATION SERVICES, INC.'S
APPLICATION FOR SUBPOENA

Dear Judge Chestnut:

On September 13, 2007, MCI Communications Services, Inc. ("MCI") applied for the issuance of a Subpoena Duces Tecum ("Application") requiring the appearance of an employee of Verizon Pennsylvania Inc.'s ("Verizon PA") Repair Center to testify as a witness on behalf of MCI at the Initial Telephonic Hearing scheduled to be held in the above-captioned matter on October 1, 2007. In Paragraph 5 of the Application, MCI also requested that Verizon PA be required to submit to MCI, at least ten (10) days before the October 1, 2007 hearing, copies of all repair records maintained by Verizon PA in its normal course of business that relate to repair work completed on Ms. Drake's telephone lines or at her residence. MCI further requested that the Verizon PA employee be required to bring a copy of these same records for use during the telephonic hearing.

By this letter, MCI would like to modify its Application by removing the request that the documents referenced in Paragraph 5 of the Application be submitted to MCI ten (10) days prior to hearing. Instead, MCI simply requests that the documents be submitted prior to the hearing.

BTL

MAILING ADDRESS: P.O. BOX 1778 HARRISBURG, PA 17105

Honorable Marlane R. Chestnut
Administrative Law Judge
Pennsylvania Public Utility Commission
September 17, 2007
Page Two

Thank you for your attention and assistance in this matter.

Very truly yours,


Amy Whitney Baer

Counsel for MCI Communications Services, Inc.

AWB

Enclosures

cc: James J. McNulty, Secretary
Cynthia L. Randall
Karen Drake



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED
SEP 17 2007
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Karen Drake v. MCI Communications Services, Inc.

Docket No. C-20077785

SUBPEONA

To: Cynthia L. Randall, Assistant General Counsel for Verizon Pennsylvania Inc., 1717 Arch Street, 10th Floor, Philadelphia PA 19083

Pursuant to the authority of this Commission under § 309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to provide a witness from its Repair Center to participate in an Initial Telephonic Hearing before Administrative Law Judge Marlane R. Chestnut on October 1, 2007, at 10:00 am, in the above case, to testify on behalf of MCI Communications Services, Inc. and to remain until excused;

2. And to have the witness bring with him/her the following: copies of all repair records maintained by Verizon Pennsylvania Inc. in its normal course of business that relate to repair work completed on Ms. Drake's telephone lines or at her residence.

This subpoena is issued subject to the provisions of 52 Pa. Code § 5.421 (with regard to issuance, notice and service).

BY THE COMMISSION

Date: _____

Marlane R. Chestnut
Administrative Law Judge

NOTICE

To: Cynthia L. Randall, Assistant General Counsel for Verizon Pennsylvania Inc., by handing the same to her at 1717 Arch Street, 10th Floor, Philadelphia PA 19103

The enclosed subpoena is served pursuant to Section 5.421 of the Commission's regulations, 52 Pa. Code § 5.421 and Pennsylvania Rule of Civil Procedure 234.2(b)(3). Complete the acknowledgement part of this form and return the copy of the completed form to the sender in the enclosed self-addressed stamped envelope.

Sign and date the acknowledgement. If you are served on behalf of a partnership, unincorporated association, corporation or similar entity, indicate under your signature your relationship to that entity. If you are served on behalf of another person and you are authorized to receive the subpoena, indicate under your signature your authority.

Date Notice Mailed. _____

Party serving subpoena or Attorney for Party

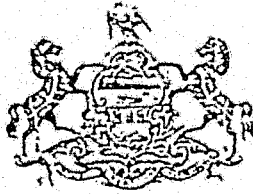
ACKNOWLEDGEMENT OF RECEIPT OF SUBPOENA

I acknowledge receipt of a copy of the subpoena in the above-captioned matter.

Date: _____

Signature

Relationship to entity or authority to receive the subpoena



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED
SEP 17 2007
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Karen Drake v. MCI Communications Services, Inc.

Docket No. C-20077785

SUBPEONA

To: Cynthia L. Randall, Assistant General Counsel for Verizon Pennsylvania Inc.,
1717 Arch Street, 10th Floor, Philadelphia PA 19103

Pursuant to the authority of this Commission under § 309, 331(d)(2) and § 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to provide to MCI Communications Services, Inc. prior to the Initial Telephonic Hearing before Administrative Law Judge Marlare R. Chestnut on October 1, 2007, at 10:00 am, in the above case, the following: Copies of all repair records maintained by Verizon Pennsylvania Inc. in its normal course of business that relate to repair work completed on the telephone lines of Karen Drake or at her residence.

This subpoena is issued subject to the provisions of 52 Pa. Code § 5.421 (with regard to issuance, notice and service).

BY THE COMMISSION

Date: _____

Marlare R. Chestnut
Administrative Law Judge

NOTICE

To: Cynthia L. Randall, Assistant General Counsel for Verizon Pennsylvania Inc., by handing the same to her at 1717 Arch Street, 10th Floor, Philadelphia PA 19103

The enclosed subpoena is served pursuant to Section 5.421 of the Commission's regulations, 52 Pa. Code § 5.421 and Pennsylvania Rule of Civil Procedure 234.2(b)(3). Complete the acknowledgement part of this form and return the copy of the completed form to the sender in the enclosed self-addressed stamped envelope.

Sign and date the acknowledgement. If you are served on behalf of a partnership, unincorporated association, corporation or similar entity, indicate under your signature your relationship to that entity. If you are served on behalf of another person and you are authorized to receive the subpoena, indicate under your signature your authority.

Date Notice Mailed: _____

Party serving subpoena or Attorney for Party

ACKNOWLEDGEMENT OF RECEIPT OF SUBPOENA

I acknowledge receipt of a copy of the subpoena in the above-captioned matter.

Date: _____

Signature

Relationship to entity or authority to receive the subpoena

OALJ Hearing Report

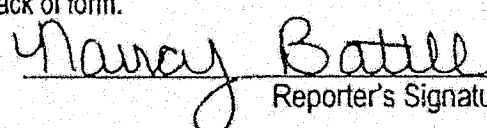
Please Check Those Blocks Which Apply

Docket No.:	C-20077785		YES	NO
		Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
Case Name:	Karen Drake v. MCI Communications Services, Inc.	Hearing Held:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DOCUMENT FOLDER		Testimony Taken:	<input type="checkbox"/>	<input type="checkbox"/>
		Transcript Due:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Hearing Concluded:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Further Hearing Needed:	<input type="checkbox"/>	<input type="checkbox"/>
Location:	Philadelphia, PA	Estimated Add'l Days:		
Date:	October 1, 2007			
		RECORD CLOSED:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
ALJ:	Marlane R. Chestnut	DATE:		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
Reporting Firm:	Precision Reporting	DATE:		
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
		REMARKS:		
		<p><i>parties settled - panel will close when receive CS</i></p>		

PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?				
Amy Whitney Baer, ESQ Hauke McKeon + Snisca LLP	100 N. 10 th St	resp mci				
	<table style="width: 100%; border: none;"> <tr> <td style="text-align: center; font-size: small;">City</td> <td style="text-align: center; font-size: small;">State</td> <td style="text-align: center; font-size: small;">Zip</td> </tr> <tr> <td style="text-align: center;">Harrisburg</td> <td style="text-align: center;">Pa</td> <td style="text-align: center;">17101</td> </tr> </table>		City	State	Zip	Harrisburg
City	State	Zip				
Harrisburg	Pa	17101				
Telephone: 717-236-1300	E-mail Address:	Fax Number:				
Karen Drake	6238 Clearview St	pro se				
	<table style="width: 100%; border: none;"> <tr> <td style="text-align: center; font-size: small;">City</td> <td style="text-align: center; font-size: small;">State</td> <td style="text-align: center; font-size: small;">Zip</td> </tr> <tr> <td style="text-align: center;">Phila</td> <td style="text-align: center;">Pa</td> <td style="text-align: center;">19138</td> </tr> </table>		City	State	Zip	Phila
City	State	Zip				
Phila	Pa	19138				
Telephone: 215-842-2341	E-mail Address:	Fax Number:				
<table style="width: 100%; border: none;"> <tr> <td style="text-align: center; font-size: small;">City</td> <td style="text-align: center; font-size: small;">State</td> <td style="text-align: center; font-size: small;">Zip</td> </tr> </table>			City	State	Zip	
City	State	Zip				
Telephone:	E-mail Address:	Fax Number:				

Check this box if additional parties or attendees appear on back of form.


 Reporter's Signature

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.

Hawke **ORIGINAL**
 Mckeon &
 Sniscak LLP
ATTORNEYS AT LAW

William T. Hawke
Kevin J. McKeon
Thomas J. Sniscak
Lillian Smith Harris
Scott T. Wyland
Todd S. Stewart
Craig R. Burgraff

Janet L. Miller
Steven K. Haas
William E. Lehman
Rikardo J. Hull
Katherine F. Lovette
Amy Whitney Baer

100 North Tenth Street, Harrisburg, PA 17101 Phone: 717.236.1300 Fax: 717.236.4841 www.hmslegal.com

October 3, 2007

BY HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street - Second Floor
P.O. Box 3265
Harrisburg, PA 17105 3265

DOCUMENT
FOLDER

RECEIVED
2007 OCT -3 PM 4:17
PA PUC
SECRETARY'S BUREAU

RE: Karen Drake v. MCI Communications Services, Inc., Docket No. C-20077785;
FILING OF CERTIFICATE OF SATISFACTION

Dear Mr. McNulty:

Enclosed for filing with the Commission are the original and three (3) copies of a Certificate of Satisfaction in connection with the above-referenced case. This Certificate indicates that MCI Communications Services, Inc. ("MCI") has satisfied the issues raised in the Formal Complaint filed by Karen Drake at Docket No. C-20077785. Unless Ms. Drake files an objection to the enclosed Certificate of Satisfaction within ten (10) days, the Formal Complaint filed at Docket No. C-20077785 should be withdrawn and the Commission's file in this matter should be closed.

Thank you for your attention to this matter. If you have any questions, please feel free to call.

Very truly yours,

Amy R Baer

Amy Whitney Baer
Counsel for MCI Communications Services,
Inc.

AWB/cll

Enclosures

cc: Karen Drake
Honorable Marlane R. Chestnut

BTL

MAILING ADDRESS: P.O. BOX 1778 HARRISBURG, PA 17105

26

ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

KAREN DRAKE,

Complainant

v.

Docket No. C-20077785

MCI COMMUNICATIONS SERVICES, INC.,

Respondent

RECEIVED
2007 OCT -3 PM 4:17
PA PUC
SECRETARY'S BUREAU

CERTIFICATE OF SATISFACTION

I, Amy Whitney Baer, an attorney with Hawke McKeon & Sniscak LLP, representing MCI Communications Services, Inc. ("MCI") in this matter, hereby certify that the issues raised in the Formal Complaint filed by Karen Drake with the Pennsylvania Public Utility Commission ("Commission") and assigned Docket No. C-20077785 have been satisfied.

This Certificate of Satisfaction is provided pursuant to 52 Pa. Code § 5.24(b). Unless Ms. Drake files an objection to this Certificate within ten (10) days of its filing, the Formal Complaint filed at Docket No. C-20077785 shall be withdrawn and the Commission's file closed.

**DOCUMENT
FOLDER**

DOCKETED
OCT 04 2007

Amy W. Baer

Amy Whitney Baer
Attorney I.D. #202173
Hawke McKeon & Sniscak LLP
100 North Tenth Street
P.O. Box 1778
Harrisburg, PA 17105-1778
717-236-1300 (voice), 717-236-4841 (fax)
awbaer@hsmlegal.com

Counsel for MCI Communications Services, Inc.

DATE: October 3, 2007



CERTIFICATE OF SERVICE

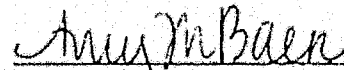
I hereby certify that I have this day served a true copy of the foregoing document upon the party, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party)

Service by first class mail:

Karen Drake
6238 Clearview Street
Philadelphia, PA 19138

Dated this 3rd day of October, 2007.

RECEIVED
2007 OCT -3 PM 4:17
PA PUC
SECRETARY'S BUREAU



Amy Whitney Baer

Counsel for MCI Communications Services,
Inc.

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: October 3, 2007
SUBJECT: C-20077785
Karen Drake v. MCI Communications Services, Inc.
TO: Wanda Zeiders
Docket Management
FROM: Ona Lester, ALJ Support Staff
Office of Administrative Law Judge

DOCUMENT
FOLDER

On October 3, 2007, a Certificate of Satisfaction was filed in the above-captioned proceeding. If no objection is filed to this certificate within 10 days of the filing, this proceeding will be closed.

All parties should be notified that the case is closed and a copy of that notification placed in the document folder.

Attachment

pc: ALJ Marlane R. Chestnut
Beth Plantz
Case File

DOCKETED
OCT 23 2007

BTL



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

November 1, 2007

C-20077785

KAREN DRAKE
6238 CLEARVIEW STREET
PHILADELPHIA PA 19138

**DOCUMENT
FOLDER**

KAREN DRAKE
v.
MCI COMMUNICATIONS SERVICES INC

DOCKETED
NOV - 1 2007

TO WHOM IT MAY CONCERN.

Please be advised that the Commission has marked closed the above-entitled proceeding.

Very truly yours,

James J. McNulty
James J. McNulty
Secretary

cc: All parties of Record

nvl