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**Joseph A. Post**  
Deputy General Counsel — New York



February 1, 2012

Honorable Jaclyn A. Brillling  
Secretary  
New York State Public Service Commission  
Three Empire State Plaza  
Albany, New York 12223

**Re: Case 09-M-0527: REVISED NOTICE OF IMPENDING SETTLEMENT  
NEGOTIATIONS**

Dear Secretary Brillling:

On January 30, 2012, Verizon New York Inc. and The Cable Telecommunications Association of New York, Inc. provided notice of impending settlement negotiations in the above-referenced proceeding, with an initial session to be held by conference call on Monday, February 6 at 10:00 AM EST.

On January 31, the Utility Intervention Unit of the Department of State responded to the notice in a memorandum that requested, *inter alia*, that “the parties calling this meeting provide an agenda and proposed settlement principles in advance of the meeting to increase the likelihood that the meeting is productive.”

Upon reflection, Verizon and CTANY believe that the Unit’s point is well-taken, and that a brief deferral of the scheduled date for the initial call will enable parties to consider an appropriate agenda and the principles and protocols to govern the discussions, as well as providing additional time for preliminary exploratory discussions prior to the call. Accordingly,

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the call will be rescheduled for Friday, February 10, at 10:15 AM. The following call-in number will be used for the call: 1-888-831-8979; passcode 854-2082.

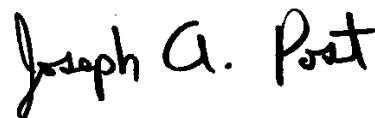
The parties to the discussions will include all parties to this proceeding who wish to participate. Any parties who may be interested in participating in this call should advise me by email, unless they have already done so for the original (February 6) date. Additional meetings or calls will be convened as agreed to by the parties to the discussions at the first or subsequent meetings.

The subject matter of the settlement negotiations may include any or all of the recommendations set forth in the January 4, 2012 Recommended Decision in this case, and such other, related issues as the parties wish to discuss. Additional notices will be provided to the extent required if discussion of other issues proceeds beyond the exploratory stage.

I hereby certify that all appropriate persons and parties have been or will be notified of the pendency of negotiations in a manner so as to permit reasonable time for preparation. In particular, all parties are being sent a copy of this notice by e-mail today, except for Mr. Alan Flacks, who has not provided the Commission or parties with an email address. A copy of the notice will be sent to Mr. Flacks' post office box today by USPS Express Mail.

Please do not hesitate to contact me should you have any questions regarding this matter.

Respectfully submitted,

A handwritten signature in black ink that reads "Joseph A. Post". The signature is written in a cursive, slightly slanted style.

Joseph A. Post

cc: Hon. Howard A. Jack  
Service List