



JOSEPH J. STARSICK, JR.
Associate General Counsel – East
Frontier Communications
1500 MacCorkle Ave., S.E.
Charleston, West Virginia 25396
(304) 344-7644
Joseph.Starsick@FTR.com

December 18, 2013

Hon. Kathleen H. Burgess
Secretary to the Commission
New York State Public Service Commission
Agency Building 3
Three Empire State Plaza
Albany, NY 12223-1350

**RE: Case 09-C-0349: Stipulation and Motion Withdrawing
Complaint of Frontier Telephone of Rochester, Inc. Against
Choice One Communications of New York, Inc.**

Dear Secretary Burgess:

Enclosed for filing please find the Stipulation and Motion Withdrawing Complaint of Frontier Telephone of Rochester, Inc. Against Choice One Communications of New York, Inc. in the above-referenced proceeding.

Very truly yours,

A handwritten signature in black ink that reads "Joseph J. Starsick, Jr." with a stylized flourish at the end.

Joseph J. Starsick, Jr.
Associate General Counsel
1500 MacCorkle Ave., S.E.
Charleston, West Virginia 25396
(304) 344-7644
Joseph.Starsick@FTR.com

JJS:hmj
Encl.

cc: John C. Dodge, Esq., Attorney for Choice One Communications
Brian Ossias, Esq., Staff Counsel
Holly James, Legal Dept, Frontier Communications, 180 S. Clinton Ave, 7th Floor,
Rochester NY 14646

**STATE OF NEW YORK
PUBLIC SERVICE COMMISSION**

**COMPLAINT OF FRONTIER TELEPHONE OF
ROCHESTER, INC. AGAINST CHOICE ONE
COMMUNICATIONS OF NEW YORK, INC. D/B/A ONE
COMMUNICATIONS CONCERNING REFUSAL TO
PAY INTRASTATE ACCESS CHARGES ON
INTRASTATE INTEREXCHANGE VOICE OVER
INTERNET PROTOCOL TRAFFIC**

Case 09-C-0349

**STIPULATION AND MOTION WITHDRAWING COMPLAINT OF
FRONTIER TELEPHONE OF ROCHESTER, INC. AGAINST CHOICE
ONE COMMUNICATIONS OF NEW YORK, INC.**

Frontier Telephone of Rochester, Inc. (“Frontier”) respectfully stipulates and moves that its complaint be dismissed as settled and compromised by the parties. Frontier represents that Choice One Communications of New York Inc. d/b/a EarthLink Business f/d/b/a One Communications (“EarthLink”) fully supports this Stipulation and Motion.

Respectfully submitted,

Frontier Telephone of Rochester, Inc.



Joseph J. Starsick, Jr.
Associate General Counsel
Frontier Communications
1500 MacCorkle Avenue, S.E.
Charleston, West Virginia 25314
(304) 344-7644
Joseph.Starsick@FTR.com

DATE: December 18, 2013

CERTIFICATE OF SERVICE

Frontier Telephone of Rochester, Inc.

Case 09-C-0349

I hereby certify that, on this 18th day of December, 2013 copies of the foregoing Stipulation and Motion in the above-referenced proceeding were placed in the U.S. Mail to the following:

John C. Dodge, Esq.
Davis Wright Tremaine LLP
1919 Pennsylvania Ave NW, #800
Washington, DC 20006

Brian Ossias, Esq.
Office of Counsel
New York State Department of Public Service
Three Empire State Plaza
Albany, NY 12223-1350



Joseph J. Starsick