



7852 Walker Drive, Suite 200, Greenbelt, MD 20770
phone: 301-459-7590, fax: 301-577-5575
internet: www.jsitel.com, e-mail: jsi@jsitel.com

August 31, 2006

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Washington, D.C. 20554

Attention: Wireline Competition Bureau

CC Docket No. 02-33

RE: Notification of Discontinuance of Common-Carriage Tariffed Wireline Broadband Internet Access Service (WBIAS) and Initiation of Provision on a Permissive Detariffed Common-Carriage Basis by:

**Smart City Telecommunications, LLC, d/b/a Smart City Telecom
SAC 210330 FRN No. 0005-0260-75 Operating in Florida**

Dear Ms. Dortch:

John Staurulakis, Inc. (JSI), on behalf of Smart City Telecommunications, LLC d/b/a Smart City Telecom (Company), an issuing carrier for JSI Tariff F.C.C. No. 1, respectfully files the attached notice, pursuant to the *Wireline Broadband Order* of the intent of the Company to discontinue its Wireline Broadband Internet Access Service (WBIAS) offerings under JSI Tariff F.C.C. No. 1 effective September 30, 2006. See *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. Sep 23, 2005), (*Wireline Broadband Order*). Upon discontinuance of the tariffed offerings, the Company will provide WBIAS on a common-carriage non-tariffed basis.

Any questions regarding the notice may be directed to me at the address and telephone number listed above or by email at sduncan@jsitel.com.

Sincerely,

Scott Duncan
Staff Director-Regulatory Affairs

Attachment

cc: Smart City Telecom
Special Assistant for Telecommunications at the Department of Defense
The Honorable Jeb Bush, Governor of Florida
Florida Public Service Commission

9430 Research Boulevard, Austin, Texas 78759
Phone: 512-338-0473
Fax: 512-346-0822

Eagandale Corporate Center, Suite 310
1380 Corporate Center Curve
Eagan, Minnesota 55121
Phone: 651-452-2660
Fax: 651-452-1909

547 South Oakview Lane
Bountiful, UT 84010
Phone: 801-294-4576
Fax: 801-294-5124

4625 Alexander Drive, Suite 135
Alpharetta, Georgia 30022
Phone: 770-569-2105
Fax: 770-410-1608

**Notice of Discontinuance of Permissive Detariffing of
Wireline Broadband Internet Access Transmission Service
Effective September 30, 2006**

**SMART CITY TELECOMMUNICATIONS, LLC D/B/A SMART CITY TELECOM
*Operating in Florida***

P.O. Box 22555, Lake Buena Vista, FL 32830 (407) 827-2000

CC Docket No. 02-33

August 31, 2006

Smart City Telecommunications, LLC d/b/a Smart City Telecom (“Company”) hereby provides notice that it plans to terminate provision of wireline broadband Internet access service (WBIAS) on a tariffed basis effective September 30, 2006 at which time it plans to offer permissive detariffed WBIAS on a Title II common-carriage basis pursuant to paragraph 94 of the Federal Communications Commission’s *Wireline Broadband Order*.¹ The Company currently offers WBIAS through Wholesale Digital Subscriber Line (“WDSL”) Access Service under John Staurulakis, Inc. (“JSI”) Tariff F.C.C. No. 1, for which the Company is an issuing carrier.

In order to effect the permissive detariffing, JSI plans to make a filing with the Federal Communications Commission on September 15, 2006 on 15-day notice to cancel the Company’s WDSL Access Service offerings.

Impact on Customers

The only customer for the Company’s WBIAS is the nonregulated Internet Service Provider (“ISP”) operation of the Company. The nonregulated operation of the Company purchases WBIAS for use as a component in its broadband Internet service sold to consumers and business customers. The discontinuance of the tariffed offering of WBIAS will have no effect on the end user broadband Internet service provided by the Company.

Future Availability of WBIAS on a Permissive-Detariffed Common Carriage Basis

The Company will continue to make WBIAS available on a common-carriage basis through posting of rates, terms and conditions on its Internet web-site in a manner similar to that required for interstate and international interexchange services under Section 42.10 of the FCC’s rules (47 C.F.R. § 42.10). As required by the Federal Communications Commission (“FCC”), the Company will continue to make available to its existing customer rates, terms and conditions consistent with the current tariffed rates on a grandfathered basis through November 15, 2006 or until such time as the customer orders WBIAS under the Company’s detariffed offering(s). Following is the timeline for permissive detariffing.

¹ See *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. Sep 23, 2005), (*Wireline Broadband Order*).

SMART CITY TELECOM - OPERATING IN FLORIDA

P.O. Box 22555, Lake Buena Vista, FL 32830 (407) 827-2000

WBIAS DETARIFFING TIMELINE

August 31, 2006

30-Day Notice filed with following:

Federal Communications Commission (under CC Docket No. 02-33).
Special Assistant for Telecommunications at the Department of Defense
The Honorable Jeb Bush, Governor of Florida
Florida Public Service Commission

August 31, 2006

Notice to customers.

As indicated above, the only customer for the Company's wireline broadband Internet access service (WBIAS) is the nonregulated ISP operation of the Company. The 30-day notice to the nonregulated ISP division of the Company will be provided by interoffice memorandum cover with this notice attached.

September 15, 2006

Expected filing by John Staurulakis, Inc. ("JSI"), on 15-day notice, of a tariff transmittal to remove the Company's Wholesale DSL Access Service offerings from JSI Tariff F.C.C. No. 1 effective September 30, 2006.

September 30, 2006

Planned tariff filing to become effective. Beginning on this date the Company will no longer offer WBIAS under JSI Tariff F.C.C. No. 1.

September 30, 2006 through November 15, 2006

WBIAS available to customers with service in place prior to September 30, 2006 under rates, terms and conditions specified in National Exchange Carrier Association, Inc. Tariff F.C.C. No. 5 on a grandfathered basis through November 15, 2006.

September 30, 2006 Forward

WBIAS available on common-carriage permissive detariffed basis under rates, terms and conditions posted at www.smartcitytelecom.com.

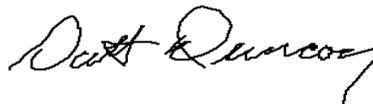
CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notification of Discontinuance of Common Carrier Wireline Broadband Internet Access Service was served this 31st day of August, 2006, by mailing true and correct copies thereof, postage prepaid, to the following persons:

Secretary of Defense
Attn: Special Assistant for Telecommunications
1000 Defense Pentagon
Washington, D.C. 20301-1000

The Honorable Jeb Bush
Office of the Governor
The Capitol
400 South Monroe Street
Tallahassee, Fl. 32399

Charles H. Hill
Deputy Executive Director
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850



Scott Duncan



Federal Communications Commission

**The FCC Acknowledges Receipt of Comments From ...
Smart City Telecommunications, LLC dba Smart City Telecom
...and Thank You for Your Comments**

Your Confirmation Number is: '2006831899737 '

Date Received: Aug 31 2006

Docket: 02-33

Number of Files Transmitted: 1

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