

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Complaint and petition for declaratory relief against BellSouth Telecommunications, Inc. for refusal to provide telephone service to a new development, by Litestream Holdings, LLC.

DOCKET NO. 060684-TP  
ORDER NO. PSC-06-1072-PCO-TP  
ISSUED: December 28, 2006

ORDER GRANTING UNOPPOSED MOTION FOR EXTENSION OF TIME

On October 17, 2006, Litestream Holdings, LLC (Litestream) filed a Complaint and Petition for Declaratory Relief against BellSouth Telecommunications, Inc. (BellSouth). On December 12, 2006, Litestream filed a Motion to Amend Complaint which was granted by Order No. PSC-06-1033-PCO-TP, issued December 14, 2006. In that order, BellSouth was given until December 21, 2006, in which to file a response to the Amended Complaint. On December 20, 2006, BellSouth filed an Unopposed Motion for Extension of Time. In support of its Motion, BellSouth states that due to the holiday season and other pending litigation matters, BellSouth needs additional time to prepare an appropriate response to the Amended Complaint. In addition, BellSouth represents that it has consulted with counsel for Litestream and Litestream's counsel expressed no objection to the requested extension.

Upon consideration, I find it appropriate and reasonable to grant BellSouth's Unopposed Motion for Extension of Time, until January 4, 2007, to file its response to Litestream's Amended Complaint. Further, it appears that no party will be prejudiced by this extension because Litestream does not oppose this request.

Based on the foregoing, it is

ORDERED by Chairman Lisa Polak Edgar, as Presiding Officer, that BellSouth Telecommunication Inc.'s Unopposed Motion for Extension of Time is hereby granted. It is further

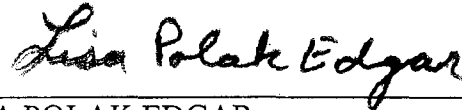
ORDERED that the new date for submitting the Response shall be January 4, 2007.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

By ORDER of Chairman Lisa Polak Edgar, as Presiding Officer, this 28th day of December, 2006.



LISA POLAK EDGAR  
Chairman and Presiding Officer

( S E A L )

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.