

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition of MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services for arbitration of disputes arising from negotiation of interconnection agreement with Embarq Florida, Inc.	DOCKET NO. 060767-TP ORDER NO. PSC-07-0343-PCO-TP ISSUED: April 23, 2007
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ORDER GRANTING MCIMETRO ACCESS TRANSMISSION SERVICES LLC D/B/A
VERIZON ACCESS TRANSMISSION SERVICES' MOTION FOR LEAVE TO FILE
AMENDED TESTIMONY AND AMENDED PREHEARING STATEMENT

Case Background

On November 27, 2006, MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services (Verizon Access) filed its Petition for Arbitration (Petition) of disputes arising from negotiation of an interconnection agreement with Embarq Florida, Inc. (Embarq). On December 22, 2006, Embarq filed its Response to the Petition. Pursuant to Verizon Access' Petition, this matter has been scheduled for an administrative hearing.

A Motion for Leave to File Amended Testimony and Amended Prehearing Statement was filed on April 17, 2007, by Verizon Access. Verizon Access states that the issue numbers used in its testimony and Prehearing Statement do not match the numbers in the Order Establishing Procedure. Therefore, Verizon Access requests leave to correct the discrepancy to avoid confusion. Additionally, the parties have settled Issues 2 and 3, as defined in the Order Establishing Procedure. Verizon Access requests permission to remove the materials relating to the resolved issues and to replace the previously filed versions of these documents in the record with the amended versions. Embarq has not opposed this motion.

Decision


Upon consideration, Verizon Access' Motion for Leave to File Amended Testimony and Amended Prehearing Statement is granted. The amended versions of the Direct Testimony of Don Price, the Rebuttal Testimony of Don Price, and Verizon Access' Prehearing Statement shall be filed to replace the previously filed versions.

DOCUMENT NUMBER-DATE

03434 APR 23 5

FPSC-COMMISSION CLERK

By ORDER of Commissioner Matthew M. Carter II, as Prehearing Officer, this 23rd
day of April, 2007.



MATTHEW M. CARTER II
Commissioner and Prehearing Officer

(SEAL)

TLT

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 Office of Commission Clerk, 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.