

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for waiver of physical collocation requirements set forth in the Telecommunications Act of 1996 and the FCC's First Report and Order, for the Boca Teeca Central Office, by BellSouth Telecommunications, Inc.

Docket No. 980947-TL

In re: Petition for waiver of physical collocation requirements set forth in the Telecommunications Act of 1996 and the FCC's First Report and Order, for the Miami Palmetto Central Office, by BellSouth Telecommunications, Inc.

Docket No. 980948-TL

In re: Petition for waiver of physical collocation requirements set forth in the Telecommunications Act of 1996 and the FCC's First Report and Order, for the West Palm Beach Gardens Central Office, by BellSouth Telecommunications, Inc.

Docket No. 981011-TL

In re: Petition for waiver of physical collocation requirements set forth in the Telecommunications Act of 1996 and the FCC's First Report and Order, for the North Dade Golden Glades Central Office, by BellSouth Telecommunications, Inc.

Docket No. 981012-TL

Filed: 3-15-99

ACK _____
AFA 3
APP _____

CAF _____
CMU favours

MOTION TO SHORTEN TIME FOR RESPONSE TO DISCOVERY

CTR _____
BAG _____
LEG 1
LIN 5
OPC _____
RCH _____
SEC 1

COMES NOW Intermedia Communications Inc., ("Intermedia") and requests the Prehearing Officer to shorten the time for discovery responses to twenty (20) days in these consolidated proceedings, stating good cause as follows:

(1) On March 12, 1999, Intermedia served discovery on BellSouth Telecommunications, Inc., ("BellSouth") in each of the

OTH filed in 980946-TL
RECEIVED & FILED

DOCUMENT NUMBER-DATE

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consolidated Dockets Nos. 981011-TL, 981012-TL, 980947-TL, and 980948-TL, consisting of First Set of Interrogatories, First Request for Production of Documents, and First Request for Admissions.

(2) Florida Rules of Civil Procedure 1.340, 1.360 and 1.370 provide for responses to interrogatories, requests for production of documents, and requests for admissions respectively, to be made within thirty (30) days, but provide further that a shorter or longer time may be allowed. Rule 28-106.206, Florida Administrative Code, requires that discovery in administrative proceedings be conducted in accordance with the Florida Rules of Civil Procedure.

(3) Intermedia, as an intervenor in these proceedings, will file its direct testimony in these proceedings on April 5, 1999, pursuant to Order No. PSC-99-0476-PCO-TL.

(4) With thirty (30) days to respond, BellSouth's responses to Intermedia's discovery will not be available to Intermedia for preparation of its direct testimony.


(5) Intermedia acknowledges that no fault lies with BellSouth in this respect. If, however, Intermedia is to have the benefit of BellSouth's responses to its discovery in the preparation of its direct testimony, its direct testimony will be more informed, more useful to the Commission in its deliberation of the issues raised in these proceedings, and less likely to create a need to request leave of the Commission to file

supplemental direct testimony.

(6) Consequently, Intermedia requests the Prehearing Officer to issue an Order shortening the time for BellSouth's response to Intermedia's discovery to twenty (20) days.

WHEREFORE Intermedia Communications Inc., respectfully requests that the Prehearing Officer issue an Order amending Order No. PSC-99-0476-PCO-TL and thereby set the time for BellSouth's response to Intermedia's discovery at twenty (20) days in each of these consolidated proceedings.

Dated this 15th day of March, 1999.


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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S. Mail this 15th day of March, 1999, to the following:

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