

REQUEST FOR CHANGE TO AGENDA CONFERENCE
HAND DELIVER

Date of Request: 5/5/2008 Date of Agenda Conference: 5/6/2008 Item No. _____

Docket No.: 080065-TX Brief Title: Investigation of VCI's ETC and CLEC status

Requested by: Staff Other _____ (Name)

Please attach a copy of the written documentation filed (IF OTHER)

STAFF's Recommendation to Executive Suite (IF OTHER) Approve Request Deny Request

ACTION REQUESTED [see APM 2.11]

Defer Item to Agenda Scheduled Date: _____

Change Order of Item or Take Up at Time Certain

Withdraw Item (not expected to return to Agenda)

Late Filed Recommendation (must be filed no later than 3:00 p.m. on the date approved for late filing) **A copy of the front page of the recommendation must be provided to the Commission Clerk by 12 noon on the regular filing date for use as a place-holder during agenda preparation.**

Add Item to Published Agenda [see Section 120.525(2), F.S.] - Issue an ADDENDUM and give Legal NOTICE

Add Emergency Item to Published Agenda [see Section 120.525 (3), F.S.] - Issue an ADDENDUM and Give Fair NOTICE

Concise explanation, justification or comments (attach additional sheet if necessary):

By Order No. PSC-08-0258-PCO-TX, issued April 25, 2008, Granting Motion to Compel Discovery, VCI was required to fully and completely respond to Staff's First Set of Discovery within seven days of the issuance date of the Order, by Friday, May 2, 2008. Instead, on Friday, May 2, 2008, VCI filed a Motion for Reconsideration of the Order Granting Motion to Compel. The hearing in this docket is scheduled for June 4, 2008, and involves, among other issues, whether VCI's ETC status and/or CLEC certificate should be revoked for statutory, rule, or order violations. Immediate resolution of the pending discovery dispute is necessary for all parties to prepare for the hearing.

OTH Cole, Wang, Williams, Purvis

Signature (Technical Staff): [Signature]

Initials (Division Director or Designee): [Signature]

Signature (Legal Staff): [Signature]

Initials (General Counsel or Designee): [Signature]

EXECUTIVE DIRECTOR:

Recommendation to the Chairman's Office

Initials: MAB

Approve Request Deny Request

Date: 5/5/08

Comments:

CHAIRMAN'S OFFICE:

Initials: WCB

Approve Request Deny Request

Date: 5-5-08

Executive Suite will send the original to the Office of Commission Clerk and return copy to the requesting staff after the Chairman's Office takes action on this request. Requesting staff should distribute copies to the Division Director, COPR, OAR, and Attorney assigned to the docket.

DOCUMENT NUMBER: 03676 MAY-5-8

FPSC-COMMISSION CLERK

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08 MAY - 5 AM 11:19
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