

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of BellSouth  
Telecommunications, Inc. to  
remove interLATA access subsidy  
received by St. Joseph Telephone  
& Telegraph Company.

DOCKET NO. 970808-TL  
ORDER NO. PSC-98-0582-PCO-TL  
ISSUED: April 27, 1998

ORDER GRANTING STAFF'S MOTION FOR EXTENSION  
OF TIME TO FILE DIRECT TESTIMONY  
AND MODIFYING PROCEDURAL SCHEDULE

On July 1, 1997, BellSouth Telecommunications, Inc. (BellSouth) filed a Petition to Remove InterLATA Access Subsidy received by St. Joseph Telephone and Telegraph Company, now GTC, Inc. (GTC). On July 22, 1997, BellSouth filed a revised Petition. On August 11, 1997, St. Joseph filed an Answer in opposition to BellSouth's revised Petition. On February 16, 1998, the parties presented oral argument on this and other matters. By Order No. PSC-98-0300-PCO-TL, issued February 18, 1998, I granted, in part, and denied, in part, BellSouth's Motion to Compel. By that Order, I required GTC to file the compelled discovery responses by March 2, 1998.

On February 26, 1998, GTC filed a Motion to Hold Due Date for Interrogatory Responses in Abeyance. On February 27, 1998, GTC filed a Motion asking the Commission to reconsider my decision to partially grant BellSouth's Motion to Compel. By Order No. PSC-98-0481-PCO-TL, issued April 2, 1998, I granted GTC's Motion to Hold Due Date for Interrogatory Responses in Abeyance. In accordance with that Order, GTC is required to file its responses to the compelled discovery by April 6, 1998.

On March 20, 1998, Commission staff filed a Motion for Extension of Time to File Direct Testimony and Request for Modification of Procedural Schedule. In its Motion, staff states that its direct testimony and exhibits were due to be filed March 20, 1998, in accordance with Order No. PSC-98-0300-PCO-TP. Staff asserts, however, that its testimony depends upon the Commission's decision on GTC's Motion for Reconsideration of Order No. PSC-98-0300-PCO-TP and the discovery that GTC was required to submit in accordance with that Order. Staff adds that the Commission's decision will not only have a bearing on the content of staff's testimony, but also will determine which staff member is called upon to file testimony. Staff requests, therefore, that it be

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FPSO-98-0582-PCO-TL/REPORTING 280

ORDER NO. PSC-98-0582-PCO-TL  
DOCKET NO. 970808-TL  
PAGE 2

granted an extension to file its direct testimony on April 15, 1998.

If it is granted an extension, staff also asks that the procedural dates for Rebuttal Testimony and Prehearing Statements also be extended in the interest of fairness to all parties. Staff suggests that the filing date for Rebuttal Testimony be extended to April 22, 1998, and that the filing date for Prehearing Statements be extended to April 24, 1998. Staff notes that these dates will not necessitate a change in the hearing dates. Staff also adds that neither party opposes staff's request.

Because the parties are in agreement that this extension is appropriate and will not affect the hearing dates, I hereby grant Staff's Motion for Extension of Time to File Direct Testimony and Request for Modifications to Procedural Schedule. Staff shall file its direct testimony by April 15, 1998. The filing dates for rebuttal testimony and prehearing statements shall be extended to April 22, 1998, and April 24, 1998, respectively.

It is, therefore

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that Staff's Motion for Extension of Time to File Direct Testimony and Request for Modifications to Procedural Schedule is hereby granted as set forth in the body of this Order.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 27th Day of April, 1998.

  
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J. TERRY DEASON  
Commissioner and Prehearing Officer

( S E A L )

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ORDER NO. PSC-98-0582-PCO-TL  
DOCKET NO. 970808-TL  
PAGE 3

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

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 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) 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 Records and Reporting, 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.