

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into
pricing of unbundled network
elements (Sprint/Verizon track).

DOCKET NO. 990649B-TP
ORDER NO. PSC-02-0090-PCO-TP
ISSUED: January 15, 2002

ORDER GRANTING WORLDCOM'S AND AT&T'S
JOINT MOTION FOR EXTENSION OF TIME

By Order No. PSC-01-1592-PCO-TP, issued August 2, 2001, the procedure and controlling dates for this proceeding were established. That Order was subsequently amended by Order No. PSC-01-1676-PCO-TP, issued August 16, 2001, to reflect the date for filing Surrebuttal Testimony and Exhibits.

On January 14, 2002, AT&T Communications of the Southern States, Inc. (AT&T) and MCI WorldCom, Inc. (WorldCom) filed their Joint Motion for Extension of Time (Motion). In the Motion, AT&T/WorldCom move for a continuance of the instant proceeding, or in the alternative, a two-week extension of time, to February 4, 2002, to file their rebuttal testimony.

In support of the Motion, AT&T/WorldCom state that the rebuttal testimony will be based largely on a comprehensive examination of Verizon's Integrated Cost Model (ICM) and Wholesale UNE Non-recurring Study (NRC). In addition, AT&T/WorldCom state that analysis of a cost model and its input data is an extraordinary and complex task that requires the devotion of substantial amounts of time and resources. AT&T/WorldCom contend that the volume and complexity of the analysis of the BellSouth Models in Docket 990649-TP, has made it virtually impossible to perform a complete and thorough analysis of the Verizon cost study filed in this docket.

AT&T/WorldCom argue that without adequate time to prepare testimony, it will be deprived of a reasonable opportunity to present evidence in this proceeding thereby depriving the Commission of the best possible record for a reasoned Commission determination.

AT&T/WorldCom represent that no party other than Verizon object to the requested extension of time. AT&T/WorldCom state

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that Verizon does not object to the request for extension as long as Verizon is allowed to file its surrebuttal testimony in 23 days after AT&T/WorldCom file their rebuttal testimony.

Rule 28-106.204, Florida Administrative Code, provides in pertinent part, "[w]hen time allows, the other parties [to the proceeding] may, within seven days of service of a written motion, file a response in opposition." In this instance, with rebuttal testimony due January 16, 2002, time does not permit a response.

Upon consideration, WorldCom's and AT&T's Joint Motion for Extension of Time, is hereby granted. AT&T/WorldCom shall have a two-week extension until January 30, 2002, in which to file rebuttal testimony and exhibits. In light of this change, and in fairness to our staff and the other parties, the remaining controlling dates shall be as follows:

- | | |
|--|-------------------|
| 1) Rebuttal testimony and exhibits to Nov. 7, 2001 filings - ALECs and ILECs | January 30, 2002 |
| 2) Staff testimony and exhibits, if any (cost of capital & depreciation) | January 30, 2002 |
| 3) Surrebuttal testimony and exhibits - ALECs and ILECs | February 19, 2002 |
| 4) Rebuttal testimony and exhibits responsive to Staff testimony exhibits only - ILECs and ALECs | February 19, 2002 |
| 5) Prehearing Statements | February 27, 2002 |
| 6) Prehearing Conference | March 6, 2002 |

In addition, AT&T/WorldCom shall hand deliver 16 additional copies of the testimony to our staff and serve all rebuttal testimony by electronic mail to all parties. Moreover, any responses to discovery on the rebuttal and surrebuttal testimony shall be filed within 10 days of service of the discovery.

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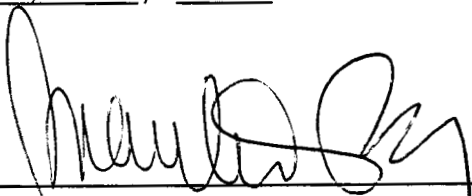
Based on the foregoing, it is

ORDERED by Commissioner Braulio L. Baez, as Prehearing Officer, that WorldCom's and AT&T's Joint Motion for Extension of Time, is hereby granted. It is further

ORDERED that Order No. PSC-01-1592-PCO-TP is modified as set forth herein. It is further

ORDERED that Order No. PSC-01-1592-PCO-TP is reaffirmed in all other respects.

By ORDER of Commissioner Braulio L. Baez, as Prehearing Officer, this 15th day of January, 2002.



BRAULIO L. BAEZ
Commissioner and Prehearing Officer

(S E A L)

JKF

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.

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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, 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 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.