

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into
pricing of unbundled network
elements. (BellSouth track)

DOCKET NO. 990649A-TP
ORDER NO. PSC-02-1045-PCO-TP
ISSUED: August 1, 2002

ORDER ACKNOWLEDGING DATE FOR EXPIRATION OF ABEYANCE
AND RESCHEDULING MATTER FOR DECISION

By Order No. PSC-01-2132-PCO-TP, this docket was divided into sub-dockets in an effort to alleviate confusion between the BellSouth track, Docket No. 990649A-TP, and the Sprint/Verizon track, Docket No. 990649B-TP.

On June 13, 2002, we were presented with our staff's recommendation in this matter. Our review of the recommendation and the record provoked a number of concerns for us. Therefore, by Order No. PSC-02-0841-PCO-TP, issued June 19, 2002, we held our decision in this matter in abeyance for 60-days from the date of our Agenda Conference and required the parties to endeavor to reach a business resolution of UNE rates during that 60-day period.

Recognizing that the abeyance period expires August 12, 2002, it is necessary to schedule this matter for consideration of any settlement agreement by the parties and our staff's recommendation. The Special Agenda Conference date for our resolution of this matter will be September 6, 2002.

It is therefore

ORDERED by Chairman Lila A. Jaber, as Prehearing Officer, that Docket No. 990649A-TP shall be scheduled for a Special Agenda Conference on September 6, 2002. It is further

ORDERED that this Docket shall remain open pending our final determination in this matter.

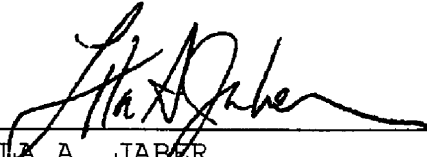
DOCUMENT NUMBER-DATE

08071 AUG-1 02

FPSC-COMMISSION CLERK

ORDER NO. PSC-02-1045-PCO-TP
DOCKET NO. 990649A-TP
PAGE 2

By ORDER of Chairman Lila A. Jaber, as Prehearing Officer,
this 1st Day of August, 2002.



LILA A. JABER
Chairman and Prehearing Officer

(S E A L)

BK

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, 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

ORDER NO. PSC-02-1045-PCO-TP
DOCKET NO. 990649A-TP
PAGE 3

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.