

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint by Supra  
Telecommunications and  
Information Systems, Inc.  
against BellSouth  
Telecommunications, Inc.  
regarding BellSouth's alleged  
use of carrier-to-carrier  
information.

DOCKET NO. 030349-TP  
ORDER NO. PSC-04-0014-PCO-TP  
ISSUED: January 6, 2004

ORDER GRANTING MOTION FOR EXTENSION OF TIME

I. CASE BACKGROUND

On April 18, 2003, Supra Telecommunications and Information Systems, Inc. (Supra) filed an Emergency Petition for Expedited Review of BellSouth Telecommunications, Inc.'s (BellSouth) \$75 Cash Back Promotion and Investigation into BellSouth's Pricing and Marketing Practices. On May 5, 2003, BellSouth filed its Answer to Supra's Emergency Petition.

On June 9, 2003, Supra filed for leave to amend its petition, attaching thereto its Amended Emergency Petition. On June 17, 2003, by Order No. PSC-03-0721-PCO-TP, Supra was granted leave to amend its petition.

On June 20, 2003, BellSouth filed its Answer to Supra's Amended Petition and a Partial Motion to Dismiss. On June 24, 2003, Supra filed its response to the Partial Motion to Dismiss. This was considered and deferred at the August 5, 2003 Agenda Conference.

A hearing was conducted on August 29, 2003 and on December 11, 2003, Final Order No. PSC-03-1392-FOF-TP was issued.

On December 23, 2003, Supra filed its Motion for Reconsideration of Commission Order No. PSC-03-1392-FOF-TP. On December 29, 2003, BellSouth filed a Motion for Extension of Time with which to respond to the Supra's Motion.

DOCUMENT NUMBER-DATE

00122 JAN-6 3

FPSC-COMMISSION CLERK

ORDER NO. PSC-04-0014-PCO-TP  
DOCKET NO. 030349-TP  
PAGE 2

II. BellSouth's Motion for Extension of Time


BellSouth's Response to Supra's Motion for Reconsideration is due December 30, 2003. BellSouth requests until January 6, 2004 in which to file its response. In support of its Motion, BellSouth states that due to travel and the holidays, BellSouth needs additional time to prepare the response. Further, BellSouth states that the parties would not be prejudiced by a seven-day extension of time. BellSouth has contacted counsel for Supra and represents that Supra does not object to the extension of time.

Therefore, based on the above, BellSouth's request for an extension of time is granted.

Based on the foregoing, it is

ORDERED by J. Terry Deason, as Prehearing Officer, that BellSouth Telecommunications, Inc.'s Motion for Extension of Time until January 6, 2004 in which to file its Response to Supra Telecommunications and Information Systems, Inc.'s Motion for Reconsideration is hereby granted.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 6th Day of January, 2004.

  
\_\_\_\_\_  
J. TERRY DEASON  
Commissioner and Prehearing Officer

( S E A L )

LHD

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; or (2) 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.