

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Complaint against BellSouth Telecommunications, Inc. for alleged overbilling and discontinuance of service, and petition for emergency order restoring service, by IDS Telecom LLC.

DOCKET NO. 031125-TP
ORDER NO. PSC-04-0700-PCO-TP
ISSUED: July 19, 2004

ORDER GRANTING JOINT PETITION FOR EXTENSION OF TIME

BY THE COMMISSION:

On December 30, 2003, IDS amended its Complaint (Amended Complaint) consisting of five counts upon which it requested relief. By Order No. PSC-04-0423-FOF-TP, issued April 26, 2004, BellSouth's Partial Motion to Dismiss part of IDS' Amended Complaint was granted. By Order No. PSC-04-0472-PCO-TP, issued May 6, 2004 (Order Establishing Procedure), the procedure was established for this proceeding and the hearing date was scheduled for October 14, 2004. By Order No. PSC-04-0625-PCO-TP, issued June 25, 2004, the Order Establishing Procedure was modified to reschedule to earlier dates the hearing, prehearing, and key activities dates.

On July 14, 2004, the parties filed a Joint Motion For Extension of Time to file direct testimony and rebuttal testimony dates. In the Motion, the parties state that they are requesting the extension for multiple reason, including but not limited to other work commitments for the parties and their counsel and a personal hardship for one of BellSouth's witnesses. They further state that no other dates would be modified by this limited extension.

The parties have stated good cause for granting the extension of time for direct testimony and rebuttal testimony based on the reasons stated above. Accordingly, the direct testimony and rebuttal testimony due dates are modified as follows:

- | | |
|------------------------------------------|-----------------|
| 1) Direct testimony and exhibits (All) | July 22, 2004 |
| 2) Rebuttal testimony and exhibits (All) | August 12, 2004 |

Except as modified herein, Order No. PSC-04-0472-PCO-TP, issued May 6, 2004, and Order No. PSC-04-0625-PCO-TP, issued June 23, 2004, are affirmed in all other respects.

Based on the foregoing, it is

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ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that the direct testimony and rebuttal testimony dates are modified as set forth in the body of this Order. It is further

ORDERED that except as modified herein, Order No. PSC-04-0472-PCO-TP, issued May 6, 2004, Order No. PSC-04-0625-PCO-TP, issued June 23, 2004, are affirmed in all other respects.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 19th day of
July, 2004.



J. TERRY DEASON
Commissioner and Prehearing Officer

(S E A L)

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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

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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.