

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition by Supra Telecommunications and Information Systems, Inc. for arbitration with BellSouth Telecommunications, Inc. | DOCKET NO. 040301-TP
ORDER NO. PSC-04-0959-PCO-TP
ISSUED: October 1, 2004

REVISED
ORDER ESTABLISHING PROCEDURE

Case Background

On April 5, 2004, Supra Telecommunications & Information Systems, Inc. (Supra) filed a petition for arbitration with BellSouth Telecommunications, Inc. (BellSouth). On June 23, 2004, Supra filed a Motion For Leave to file its First Amended Petition for Arbitration with BellSouth. The Motion was granted and on July 21, 2004, BellSouth filed its Answer and Response to Supra's Amended Petition For Arbitration, as well as a Motion to Dismiss.

An issue identification was held on July 23, 2004, and an Order Establishing Procedure was issued on August 19, 2004. At the issue identification conference, the parties agreed to staff's wording of the proposed issues; however, due to a scrivener's error, the words "if any" were not included in issues one and two. Therefore, a revised issue list is attached.

Last, due to the nature of this proceeding, a second hearing day has been added.

Controlling Dates

The following dates have been established to govern the key activities of this case.

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| 1) Direct testimony and exhibits (All) | September 8, 2004 |
| 2) Rebuttal testimony and exhibits (All) | October 8, 2004 |
| 3) Prehearing Statements | November 9, 2004 |
| 4) Prehearing Conference | November 19, 2004 |
| 5) Hearing | December 1 - 2, 2004 |
| 6) Briefs | December 21, 2004 |

Except as modified herein, Order No. PSC-04-0809-PCO-TP, issued August 19, 2004, is reaffirmed in all other respects.

DOCUMENT NUMBER-DATE

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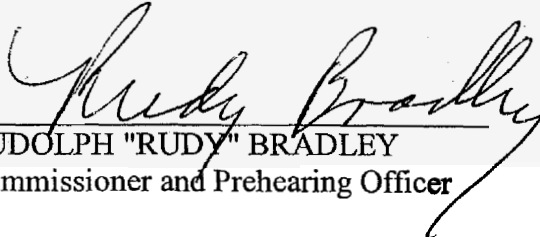
Based upon the foregoing, it is

ORDERED by Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, that Hearing dates are modified as set forth in the body of this Order. It is further

ORDERED that Order No. PSC-04-0809-PCO-TP, issued August 19, 2004, is reaffirmed in all other respects. It is further

ORDERED that the provisions of this Order shall govern this proceeding unless modified by the Commission.

By ORDER of Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, this 1st day of October, 2004



RUDOLPH "RUDY" BRADLEY
Commissioner and Prehearing Officer

(SEAL)

JLS

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.

Revised
Issue List

1. Under the parties' existing interconnection agreement, what nonrecurring rate, if any, applies for a hot-cut from UNE-P to UNE-L, where the lines being converted are served by copper or UDLC, for (a) SL1 loops and (b) SL2 loops?
2. Under the parties' existing interconnection agreement, what nonrecurring rate, if any, applies for a hot-cut from UNE-P to UNE-L, where the lines being converted are not served by copper or UDLC, for (a) SL1 loops and (b) SL2 loops?
3. Should a new nonrecurring rate be created that applies for a hot-cut from UNE-P to UNE-L, where the lines being converted are served by copper or UDLC, for (a) SL1 loops and (b) SL2 loops? If so, what should such nonrecurring rates be?
4. Should a new nonrecurring rate be created that applies for a hot-cut from UNE-P to UNE-L, where the lines being converted are not served by copper or UDLC, for (a) SL1 loops and (b) SL2 loops? If so, what should such nonrecurring rates be?