

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-04-1084-PCO-TP
ISSUED: November 4, 2004

ORDER GRANTING
SUPRA TELECOMMUNICATIONS AND INFORMATION SYSTEMS, INC.'S
MOTION FOR EXTENSION OF TIME

BY THE COMMISSION:

This Order is issued pursuant to the authority granted by Rule 28-106.211, Florida Administrative Code, which provides that the presiding officer before whom a case is pending may issue any orders necessary to effectuate discovery, prevent delay, and promote the just, speedy and inexpensive determination of all aspects of the case.

On November 1, 2004, Supra Telecommunications and Information Systems, Inc. (Supra) filed a Motion for Extension of Time to respond to staff's first set of discovery.¹ Supra states that scheduling issues relating to its bankruptcy proceeding, coupled with Supra's limited resources, impeded its ability to respond to the requests. Supra requests an extension of a full calendar week to respond to staff's discovery.

Ruling

In light of the above, Supra's Motion For Extension of Time is hereby granted. Supra's Response to staff's discovery is due by noon on November 8, 2004. Staff will then review the discovery and will be afforded the right to depose Supra's witness(es), if necessary.

In light of the fact that staff may need to depose a Supra witness(es) beyond the current discovery cut-off date of November 5, 2004, Order No. PSC-04-0809-PCO-TP, issued August 19, 2004 (as modified by Order No. PSC-04-0809-PCO-TP, issued October 1, 2004), shall be modified to reflect the extension of the discovery cut-off date. All other discovery must be completed no later than November 19, 2004.²

¹ Pursuant Order No. PSC-04-0809-PCO-TP, issued August 19, 2004, as modified by Order No. PSC-04-0809-PCO-TP, issued October 1, 2004, discovery responses are due twenty days after service of request with no additional time for mailing. Supra's response to staff's discovery is therefore due November 2, 2004.

² This Order does not extend BellSouth Telecommunications Inc., response time to staff's discovery request served on October 28, 2004.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

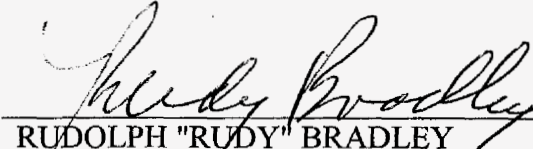
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Based on the foregoing, it is

ORDERED by Rudolph "Rudy" Bradley, as Prehearing Officer, that Supra Telecommunications & Information Systems, Inc.'s (Supra) Motion For Extension of Time is granted as stated in the body of this Order. Supra's response to staff's discovery is due by noon on November 8, 2004. It is further,

ORDERED that Order No. PSC-04-0809-PCO-TP, issued August 19, 2004, as modified by Order No. PSC-04-0809-PCO-TP, issued October 1, 2004, is hereby again modified by this Order in that all other discovery responses are due no later than November 19, 2004.

By ORDER of Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, this 4th day of November, 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-

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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.