

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition to establish generic docket to consider amendments to interconnection agreements resulting from changes in law, by BellSouth Telecommunications, Inc.

DOCKET NO. 041269-TP  
ORDER NO. PSC-04-1219-PCO-TP  
ISSUED: December 9, 2004

ORDER ON AMENDED MOTION FOR EXTENSION OF TIME

On November 1, 2004, BellSouth Telecommunications, Inc. filed its Petition to Establish Generic Docket to Consider Amendments to Interconnection Agreements Resulting From Change of Law. In its Petition, BellSouth requests this Commission institute a generic proceeding and hold an evidentiary hearing to determine what changes to existing, approved interconnection agreements between BellSouth and competitive local exchange carriers (CLECs) in Florida may be necessitated by recent decisions from the Federal Communications Commission (FCC) and the United States Court of Appeals for the District of Columbia Circuit (DC Circuit).

On November 22, 2004, the Florida Competitive Carriers Association (FCCA) filed its Motion to Dismiss BellSouth's Petition to Establish a Generic Docket. On November 24, 2004, BellSouth filed its Motion for Extension of Time. At that time, BellSouth requested a fourteen (14) day extension of time to respond to FCCA's Motion to Dismiss. On December 6, 2004, BellSouth filed its Amended Motion for Extension of Time. In its Amended Motion, BellSouth requests an additional four (4) days for a total extension of eighteen (18) days to file its response. In support of its Amended Motion, BellSouth asserts that due to other hearing commitments, it needs additional time to adequately respond. BellSouth asserts that FCCA's counsel represented to BellSouth that FCCA would not object to this extension of time.

Upon consideration, it appears reasonable and appropriate to extend the response due date as requested by BellSouth. Accordingly, the filing date for BellSouth's response to FCCA's Motion to Dismiss BellSouth's Petition to Establish a Generic Docket is extended until December 17, 2004.

Based on the foregoing, it is

ORDERED by Commissioner Charles M. Davidson, as Prehearing Officer, that BellSouth Telecommunications, Inc.'s Amended Motion for Extension of Time is granted. The date is hereby extended until December 17, 2004.

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By ORDER of Commissioner Charles M. Davidson, as Prehearing Officer, this 9th  
day of December, 2004.



CHARLES M. DAVIDSON  
Commissioner and Prehearing Officer

(SEAL)

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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 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.