

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Joint petition by NewSouth
Communications Corp., NuVox
Communications, Inc., KMC Telecom V, Inc.,
KMC Telecom III LLC, and Xspedius
Communications, LLC, on behalf of its
operating subsidiaries Xspedius Management
Co. Switched Services, LLC and Xspedius
Management Co. of Jacksonville, LLC, for
arbitration of certain issues arising in
negotiation of interconnection agreement with
BellSouth Telecommunications, Inc.

DOCKET NO. 040130-TP
ORDER NO. PSC-05-0255-PCO-TP
ISSUED: March 7, 2005

ORDER GRANTING
JOINT MOTION FOR EXTENSION OF TIME

On February 11, 2004, the Joint Petitioners¹ filed their Joint Petition for Arbitration with BellSouth Telecommunications, Inc. (BellSouth) pursuant to the Telecommunications Act of 1996. On March 8, 2004, BellSouth filed its Answer to the Joint Petitioners' Petition. On July 20, 2004, both parties filed a Joint Motion to Hold Proceeding in Abeyance for 90 days in anticipation of the Federal Communications Commission (FCC) releasing its interim rules regarding unbundling obligations. As a result, Order No. PSC-04-0807-PCO-TP, issued on August 19, 2004, required the parties to file an updated issues matrix on October 15, 2004.

On October 15, 2004, the parties submitted an updated issues matrix containing supplemental issues. An issue identification was held on November 15, 2004 whereby the parties agreed to all supplemental issues but for the inclusion of issues 113(b) and 114(b). Parties filed briefs in support of their positions, and on January 4, 2005, Order No. PSC-05-0018-PCO-TP was issued granting the Joint Petitioners' request for inclusion of issues 113(b) and 114(b). Pursuant to Order No. PSC-04-0807-PCO-TP, this matter has been set for administrative hearing March 22-25, 2005.

On February 21, 2005, the parties filed a Joint Motion For Extension of Time (Joint Motion) to file their Prehearing Statements. In the Joint Motion, the parties request a one (1) day extension of time or until February 22, 2005, to file their Prehearing Statements.

¹NewSouth Communications Corp. (NewSouth); NuVox Communications, Inc. (NuVox); KMC Telecom V, Inc. (KMC V) and KMC Telecom III LLC (KMC III)(collectively "KMC"); and Xspedius Communications, LLC on behalf of its operating subsidiaries Xspedius Management Co. Switched Services, LLC (Xspedius Switched) and Xspedius Management Co. of Jacksonville, LLC (Xspedius Management) (collectively "Xspedius");(collectively the "Joint Petitioners" or "CLECs")

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Upon consideration, the Joint Motion is hereby granted as it appears none of the parties will be prejudiced by this action. The parties shall file their Prehearing Statements on February 22, 2005.

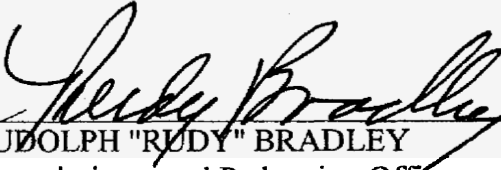
Based on the foregoing, it is

ORDERED by Rudolph "Rudy" Bradley, as Prehearing Officer, that the Joint Petitioners and BellSouth Telecommunications, Inc.'s Joint Motion For Extension of Time is hereby granted. It is further

ORDERED that the parties shall file Prehearing Statements on February 22, 2005. It is further

ORDERED that the procedural schedule as set forth in Order Nos. PSC-04-0488-PCO-TP, issued May 12, 2004, and modified by PSC-04-0513-PCO-TP, issued May 20, 2004, PSC-05-0018-PCO-TP, issued January 4, 2005, and PSC-05-0065-PCO-TP, issued January 19, 2005, are reaffirmed in all other respects.

By ORDER of Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, this 7th day of March, 2005.


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.