

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition by MCImetro Access Transmission Services LLC for arbitration of certain terms and conditions of proposed interconnection agreement with BellSouth Telecommunications, Inc.	DOCKET NO. 050419-TP ORDER NO. PSC-05-1264-PCO-TP ISSUED: December 27, 2005
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ORDER GRANTING JOINT MOTION FOR CONTINUANCE
OF HEARING AND PREHEARING DEADLINES WITH
MODIFICATIONS AND MODIFYING PROCEDURAL SCHEDULE

Case Background

On June 20, 2005, MCImetro Access Transmission Services, LLC (MCI) filed its Petition for Arbitration of certain terms and conditions of a proposed interconnection agreement with BellSouth Telecommunications, Inc. (BellSouth). On July 15, 2005, BellSouth filed its response to MCI's Petition. Pursuant to MCI's request for arbitration, this matter has been scheduled for an administrative hearing.

By Order No. PSC-05-0927-PCO-TP (Order Establishing Procedure), issued September 19, 2005, certain controlling dates for this Docket were established. On December 14, 2005, the parties in this Docket filed a Joint Motion for Continuance of Hearing and Prehearing Deadlines (Joint Motion). In support of their Joint Motion, the parties request continuance of the hearing dates, currently scheduled for January 24 - 25, 2006, as well as all prehearing deadlines and filing requirements because of the pending merger between MCI and Verizon. As stated in the Joint Motion, MCI will need to review the disputed contract language in this Docket and decide whether any of its positions should be modified as a result of the merger. Furthermore, the parties state that they will continue negotiating in the interim.

The parties propose the following schedule:

- 1) Filing of revised matrix on March 3, 2006
- 2) Filing of Supplemental Testimony on March 17, 2006
- 3) Prehearing Statements filed on May 1, 2006
- 4) Prehearing Conference held on May 8, 2006
- 5) Hearing held May 22 - 23, 2006
- 6) Filing of Post-Hearing Briefs on June 29, 2006

Upon consideration, I find it reasonable and appropriate to grant the parties' Joint Motion. However, due to scheduling conflicts in this Commission's internal calendar, modifications must be made to the parties' proposed dates for the Prehearing Conference and Hearing. Staff counsel has confirmed the modified dates with the parties and there are no

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objections. Accordingly, the Prehearing Conference shall be held on May 15, 2006, and the Hearing shall be held on May 24 - 25, 2006. Furthermore, discovery shall end on May 12, 2006.

Based upon the foregoing, it is

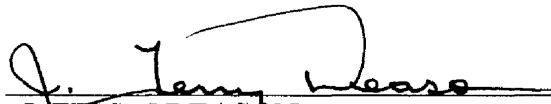
ORDERED by Commissioner J. Terry Deason, Prehearing Officer, that the parties' Joint Motion for Continuance of Hearing and Prehearing Deadlines is hereby granted. It is further

ORDERED that Order No. PSC-05-0927-PCO-TP is modified as set forth in the body of this Order. It is further

ORDERED that the schedule as modified, shall be followed unless further modified by the Commission. It is further

ORDERED that Order No. PSC-05-0927-PCO-TP is reaffirmed in all other aspects.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 27th day of December, 2005.


J. TERRY DEASON
Commissioner and Prehearing Officer

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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.