

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition for relief from carrier-of-last-resort (COLR) obligations pursuant to Florida Statutes 364.025(6)(d) for two private subdivisions in Nocatee development, by BellSouth Telecommunications, Inc.

DOCKET NO. 060822-TL  
ORDER NO. PSC-07-0523-PCO-TL  
ISSUED: June 21, 2007

SECOND ORDER MODIFYING PROCEDURE

On December 22, 2006, BellSouth Telecommunications, Inc. (BellSouth) filed its Petition for Relief from Carrier-of-Last-Resort (COLR) Obligations Pursuant to Section 364.025(6)(d), Florida Statutes, to provide service at Coastal Oaks and Riverwood private subdivisions in the development known as Nocatee, located in Duval and St. Johns Counties. On January 16, 2007, Nocatee Development Company, for itself and SONOC Company, LLC, Toll Jacksonville Limited Partnership, Pulte Home Corporation, and Parc Group, Inc. (hereinafter collectively referred to as "Nocatee") filed its Response In Opposition to BellSouth's Petition for Relief from Carrier of Last Resort Obligations.

On April 6, 2007, this Commission issued Order No. PSC-07-0296-PAA-TL Notice of Proposed Agency Action Order Denying BellSouth's Petition for relief from its carrier-of-last-resort (COLR) obligations. On April 27, 2007, BellSouth filed its Petition Requesting Hearing Pursuant to Section 120.57, Florida Statutes and Protest of Proposed Agency Action. Pursuant to BellSouth's Petition Requesting Hearing, this matter has been scheduled for an administrative hearing on July 24, 2007.

By Order No. PSC-07-0473-PCO-TL (Order Establishing Procedure), issued June 1, 2007, and Order No. PSC-07-0581-PCO-TL, issued June 18, 2007, certain controlling dates and requirements for discovery procedures for this Docket were established. The Prehearing Conference was scheduled for Thursday, July 12, 2007, at 9:30 a.m. Due to an unforeseen scheduling conflict with the Prehearing Officer's schedule, the Prehearing Conference in this matter is now scheduled for Monday, July 9, 2007, at 1:30 p.m.

Based upon the foregoing, it is

ORDERED by Commissioner Matthew M. Carter II, Prehearing Officer, that Order Nos. PSC-07-0473-PCO-TL and PSC-07-0518-PCO-TL are 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

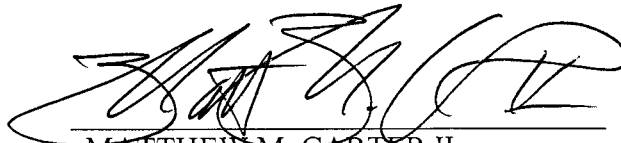
ORDERED that Order Nos. PSC-07-0473-PCO-TL and PSC-07-0518-PCO-TL are reaffirmed in all other aspects.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

By ORDER of Commissioner Matthew M. Carter II, as Prehearing Officer, this 21st  
day of June, 2007.



MATTHEW M. CARTER II  
Commissioner and Prehearing Officer

( S E A L )

HFM

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 Office of Commission Clerk, 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.