

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Complaint by DPI-Teleconnect, L.L.C.
against BellSouth Telecommunications, Inc.
for dispute arising under interconnection
agreement.

DOCKET NO. 050863-TP
ORDER NO. PSC-07-0571-PCO-TP
ISSUED: July 9, 2007

ORDER MODIFYING PROCEDURE

On November 10, 2005, dPi-Teleconnect, L.L.C. (dPi) filed a complaint against BellSouth Telecommunications, Inc. (AT&T Florida)¹ for a dispute arising under their interconnection agreement (Complaint). On December 6, 2005, AT&T Florida filed its response to dPi's Complaint. Pursuant to dPi's Complaint, this matter has been scheduled for an administrative hearing on July 11, 2007.

By Order No. PSC-07-0322-PCO-TP (Order Establishing Procedure), issued April 13, 2007, certain controlling dates for this docket were established. The parties filed a Joint Motion for Continuance (Joint Motion) on May 11, 2007.² Prior to action by the Commission, the Joint Motion was withdrawn on June 13, 2007, due to the resolution of discovery disputes by the Administrative Law Judge of the Louisiana Public Service Commission. In addition, the parties jointly request a revised Order Establishing Procedure to govern the filing dates in this docket.

Accordingly, I find it reasonable and appropriate to modify the schedule as follows:

- | | |
|-------------------------------------|--------------------|
| (1) Direct testimony and exhibits | July 23, 2007 |
| (2) Rebuttal testimony and exhibits | August 20, 2007 |
| (3) Prehearing Statements | September 4, 2007 |
| (4) Prehearing Conference | September 18, 2007 |
| (5) Discovery deadline | September 24, 2007 |
| (6) Hearing | October 1, 2007 |
| (7) Briefs | October 15, 2007 |

¹On February 7, 2007, Order No. PSC-07-0114-FOF-TP granted a name change for BellSouth Telecommunications, Inc. to BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast.

²Joint Motion for continuance of hearing; and suspension of prehearing deadlines established in Order PSC-07-0322-PCO-TP until 10 days after Administrative Law Judge in Louisiana PSC No. U-29172 issues order resolving pending discovery disputes in that proceeding.

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

Based upon the foregoing, it is

ORDERED by Commissioner Katrina J. McMurrian, as Prehearing Officer, that Order No. PSC-07-0322-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-07-0322-PCO-TP is affirmed in all other aspects.

By ORDER of Commissioner Katrina J. McMurrian, as Prehearing Officer, this 9th day of July, 2007.


KATRINA J. McMURRIAN
Prehearing Officer

(S E A L)

TLT

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 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.