

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Complaint of BellSouth Telecommunications, Inc. against Miami-Dade County for alleged operation of a telecommunications company in violation of Florida statutes and Commission rules.

DOCKET NO. 050257-TL  
ORDER NO. PSC-07-0678-PCO-TL  
ISSUED: August 21, 2007

ORDER GRANTING JOINT MOTION FOR FINAL EXTENSION OF FILING DATES  
AND SETTING DATE FOR ORAL ARGUMENT

On April 13, 2005, BellSouth Telecommunications, Inc. (BellSouth) filed its Complaint regarding the operation of a telecommunications company in violation of applicable Florida Statutes and Commission rules against Miami-Dade County (County). The County filed its Answer on May 24, 2005.

On July 6, 2007, the parties filed a Joint Motion for Final Extension of Filing Dates. The parties state in the Joint Motion that direct briefs are due on or before July 9, 2007, and reply briefs are due on or before June 24, 2007. In the Joint Motion, the parties state that settlement discussions between the parties have been recently terminated. The parties request a final extension of thirty (30) days in which to submit their direct briefs and forty-five (45) days to file reply briefs. Specifically, the parties request that direct briefs be due on August 9, 2007, and reply briefs on September 10, 2007.

Upon consideration, it appears reasonable and appropriate to extend the due dates of briefs as requested. Accordingly, the due date for direct briefs shall be August 9, 2007, and reply briefs shall be due on September 10, 2007.

Additionally, pursuant to the parties joint procedural schedule, approved by Order No. PSC-06-0326-PCO-TL, issued April 21, 2006, Oral Argument before the Commission is to be scheduled subsequent to the filing of briefs. Accordingly, Oral Argument shall take place at the conclusion of the September 25, 2007, Agenda Conference.

Based on the foregoing, it is

ORDERED by Commissioner Matthew M. Carter II, as Prehearing Officer, that the Joint Motion for Extension of Filing Dates is granted as set forth in the body of this Order. It is further

ORDERED that Oral Argument shall take place at the conclusion of the September 25, 2007, Agenda Conference. It is further


ORDERED that all other aspects of Order No. PSC-06-0326-PCO-TL are reaffirmed.

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 August, 2007.



MATTHEW M. CARTER II  
Commissioner and Prehearing Officer

( S E A L )

AJT

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.