

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Notice of adoption of existing interconnection agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast and Sprint Communications Company Limited Partnership, Sprint Communications Company L.P., Sprint Spectrum L.P., by NPCR, Inc. d/b/a Nextel Partners.

DOCKET NO. 070368-TP

In re: Notice of adoption of existing interconnection agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast and Sprint Communications Company Limited Partnership, Sprint Communications Company L.P., Sprint Spectrum L.P., by Nextel South Corp. and Nextel West Corp.

DOCKET NO. 070369-TP
ORDER NO. PSC-08-0041-PCO-TP
ISSUED: January 17, 2008

ORDER GRANTING SECOND MOTION FOR EXTENSION OF TIME

On June 8, 2007, NPCR, Inc. d/b/a Nextel Partners, Nextel South Corp. and Nextel West Corp. (collectively "Nextel") filed their Notice of Adoption of existing interconnection agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast (AT&T) and Sprint Communications Company Limited Partnership, Sprint Communications Company L.P., Sprint Spectrum L.P. (Notice). In its Notice, Nextel states that pursuant to Merger Commitment Nos. 1 and 2 as set forth in the Federal Communications Commission's (FCC) approval of the AT&T Inc. and BellSouth Corporation Application for Transfer of Control¹ and 47 U.S.C. § 252(i), it has adopted, effective immediately, in its entirety the "Interconnection Agreement By and Between BellSouth Telecommunications, Inc. and Sprint Communications Company Limited Partnership, Sprint Communications Company L.P., Sprint Spectrum L.P." dated January 1, 2001 ("Sprint ICA") as amended.

On December 26, 2007, Nextel filed its Motion for Summary Final Order, Motion to Quash Notice of Deposition and For Protective Order and Request For Oral Argument. On January 3, 2008, AT&T filed its First Motion for Extension of Time. On January 14, 2008, AT&T filed a Second Motion for Extension of Time. As a result, AT&T's First Motion for Extension of Time is rendered moot upon receipt of AT&T's Second Motion for Extension of Time. In its Second Motion, AT&T states that more time is required to properly prepare

¹ See In Re: In the Matter of AT&T Inc. and BellSouth Corporation Application for Transfer of Control, Memorandum Opinion and Order, Order No. 06-189, released March 26, 2007, WC Docket No. 06-74. (Merger Order)

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appropriate responses to the Motions. Accordingly, AT&T requests until January 21, 2008, to file its Response. AT&T states that no party would be negatively impacted by the requested extension. AT&T asserts it has conferred with counsel for Nextel and is authorized to represent that Nextel has no objection to AT&T's requested extension.

Upon consideration, I find it reasonable and appropriate to grant AT&T's Second Motion for Extension of Time. AT&T's Response shall be due on January 21, 2008.

It is, therefore

ORDERED by Commissioner Lisa Polak Edgar, as Prehearing Officer, that BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast's Second Motion for Extension of Time is granted. AT&T's Response shall be due on January 21, 2008.

By ORDER of Commissioner Lisa Polak Edgar, as Prehearing Officer, this 17th day of January, 2008.



LISA POLAK EDGAR
Commissioner and Prehearing Officer

(S E A L)

TLT/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.