



Continental Cablevision - Southeastern Region

DONALD L. CROSBY  
Regulatory Counsel

ORIGINAL  
FILE COPY

October 30, 1995

VIA OVERNIGHT DELIVERY

Ms. Blanca S. Bayo, Director  
Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

RE: DOCKET NO. 950985A-TP

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are an original and fifteen copies of Continental's Motion for Stay of Proceeding and to Hold Proceeding in Abeyance with respect to GTE, United and Centel. Copies have been served on the parties of record pursuant to the attached certificate of service.

Please acknowledge receipt and filing these documents by date stamping the duplicate copy of this letter and returning the same to me.

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Thank you for your assistance with this filing.

Sincerely,

*Chase Donald L Crosby*

Donald L. Crosby  
Regulatory Counsel

Enclosures  
DLC/cdp

cc: All Parties of Record

RECEIVED & FILED  
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DOCUMENT NUMBER-DATE  
10676 OCT 31 1995  
FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Resolution of Petition(s) to )  
establish nondiscriminatory )  
rates, terms, and conditions for )  
interconnection involving local )  
exchange companies and alternative )  
local exchange companies pursuant )  
to Section 364.162, Florida )  
Statutes )

DOCKET NO.  
950985A-TP

ORIGINAL  
FILE COPY

CONTINENTAL'S MOTION FOR STAY OF PROCEEDING  
AND  
TO HOLD PROCEEDING IN ABEYANCE WITH RESPECT TO  
GTE, UNITED AND CENTEL

By Order No. PSC-95-1311-PCO-TP issued October 25, 1995, Commissioner J. Terry Deason, as Prehearing Officer in the above-captioned proceeding, established a schedule of events in this docket. Continental Cablevision, Inc., on behalf of its affiliates, Continental Fiber Technologies, Inc. d/b/a AlterNet, and Continental Florida Telecommunications, Inc. (collectively "Continental"), hereby moves the Commission for a stay of this proceeding as more specifically set forth below. Continental further moves the Commission to hold this docket in abeyance with respect to GTE Florida Incorporated ("GTE"), Sprint/United-Florida ("United"), and Sprint/Centel-Florida ("Centel") as more specifically set forth below. As grounds therefor, Continental states:

1. By Order No. PSC-95-1300-PCO-TP issued October 20, 1995, a stay has been ordered in Docket No. 950985-TP, the proceeding involving Teleport Communications Group, Inc. ("Teleport") and BellSouth Telecommunications, Inc.

DOCUMENT NUMBER-DATE

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("BellSouth"). In support of their joint motion for stay, Teleport and BellSouth filed a stipulation between these two parties.

2. The stipulation between Teleport and BellSouth is contingent upon the Commission's approval of a proposal made by BellSouth in Docket No. 950696-TP, the proceeding considering issues involving universal service and carrier-of-last-resort. In support of their stay request filed in Docket No. 950985-TP, BellSouth and Teleport said that, among other reasons, they wished to await the Commission's vote on the issues in Docket No. 950696-TP.

3. Continental believes that the Commission's action in Docket No. 950696-TP, relating to the local interconnection rate between Teleport and BellSouth, will have an effect on the local interconnection rate being negotiated by Continental and BellSouth. However, it is uncertain how the ultimate interconnection rate between Continental and BellSouth will be affected by the Commission's action in that docket in light of the prohibition against discrimination in such rates established by Section 334.162(2)&(3), Florida Statutes (1995). Consequently, Continental wishes to await the Commission's vote on the issues in Docket No. 950696-TP before proceeding herein.

4. Continental has not reached agreement with BellSouth; however, Continental needs additional time in which to determine how best to proceed in light of the events set out above. Continental is not inclined at this time to join in the stipulation between Teleport and

BellSouth but is studying the various provisions of the stipulation and the intricate manner in which they interrelate.

5. Continental intends to continue to negotiate with BellSouth in the hope of resolving issues being considered in this proceeding. Continental wishes to explore with BellSouth the options of negotiating changes in the Teleport/BellSouth stipulation and negotiating a different agreement altogether.

6. Counsel for Continental has been in contact with counsel for GTE, United and Centel who have expressed their desires for a full 60-day negotiating period prior to any issues involving them being considered in this docket. Continental concurs with these requests. Continental moves the Commission to hold this docket in abeyance with respect to GTE, United and Centel until the parties have had 60 days in which to negotiate.

7. Continental will file a status report with the Commission on or before December 15, 1995, indicating whether a final hearing involving the BellSouth issues will be necessary. Additionally, Continental will indicate in the subject report the status of the negotiations with GTE, United and Centel.

8. Continental recognizes that the Commission is required by Section 364.162(3), Florida Statutes (1995), to vote on Continental's petition regarding the BellSouth issues within 120 days following its filing. Continental interprets the ruling of the Prehearing Officer to be that

the subject 120-day period commenced on October 6, 1995 with the filing of Continental's original petition regarding the BellSouth issues in Docket No. 950985-TP. Continental hereby stipulates that the 120-day period provided in this statute shall be tolled concerning the BellSouth issues until the filing date of the status report referred to above.

9. Counsel for Continental has conferred with the counsel for the other parties to this docket regarding the stay request and is authorized to represent that no party objects to the stay requested herein.

WHEREFORE, Continental respectfully requests the Prehearing Officer to grant a stay of this proceeding and to hold this proceeding in abeyance in accordance with the terms and procedures set forth above.

Respectfully submitted,

CONTINENTAL CABLEVISION, INC.  
Southeastern Region



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Filed: October 31, 1995

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that copies of the foregoing Continental's Motion for Stay of Proceeding and to Hold Proceeding in Abeyance with Respect to GTE, United and Centel were furnished by next day express this 30th day of October, 1995, to the following:

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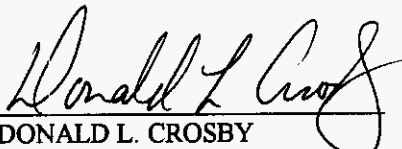
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