

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Complaint of Supra Telecommunications) Docket No. 980119-TP
and Information Systems, Inc., Against)
BellSouth Telecommunications, Inc.) Filed: April 20, 1998

MOTION FOR CONTINUANCE

Supra Telecommunications & Information Systems, Inc., ("Supra") requests the Prehearing Officer to continue the hearing date in this proceeding from April 30, 1998, to May 21 and 22, 1998, and as grounds therefor states as follows:

1. Supra has already produced the witnesses requested for deposition by BellSouth. However, Supra has been informed by BellSouth that it will not cooperate in producing witnesses that are employees of BellSouth. These witnesses are BellSouth employees that have interacted with Supra employees and customers over the past several months of Supra's operation and, therefore, they are witnesses with information relevant to this proceeding. BellSouth has taken the position that Supra must obtain personal service on each of these individuals in order to depose him or her. Although Supra believes that it is completely inappropriate for Bellsouth to be permitted to take this position in these

CK _____
FA _____
PP _____
AF _____
MU Swami
R _____
IG _____
IG 2
V 3
C _____
H _____
C 1
AS _____
H _____

circumstances, Supra will be, nonetheless, forced to argue with BellSouth over this issue or go ahead and get personal service on these individual employee witnesses. Obtaining personal service over these employees will delay the process of deposing these employees such that Supra may not be able to depose some of them for lack of time prior to the hearing date on April 30, 1998.

Supra is forced to subpoena these witnesses for the hearing on

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

04460 APR 20 1998

FPSC-RECORDS/REPORTING

April 30, 1998, since Supra may not be able to depose them ahead of time and determine whether their testimony will be valuable for the hearing. This may easily extend the hearing unnecessarily.

2. Supra filed no objections to BellSouth's request for production of documents or interrogatories, but produced what was requested in a timely fashion. To the contrary, BellSouth filed numerous objections to Supra's requests for production of documents and interrogatories. Therefore, Supra must file a motion to compel BellSouth to produce relevant documents and answer relevant interrogatories. This increases the amount of time needed for discovery such that Supra will likely not receive the requested relevant information prior to the April 30, 1998, hearing date.

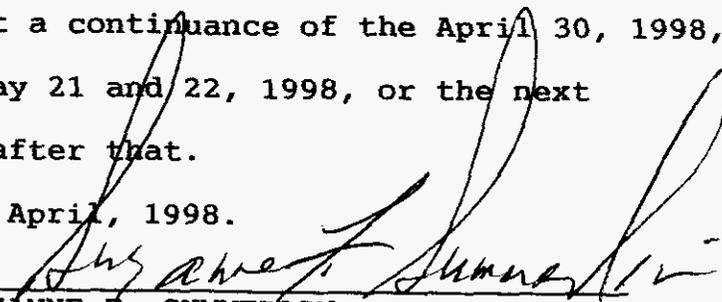
3. If BellSouth cooperated with Supra and produced the employee witnesses requested, produced the documents requested, and answered the interrogatories propounded, Supra would be able to go to hearing on April 30, 1998. It would not be a convenient date for Supra, but it would be possible. However, BellSouth has not cooperated in this fashion.

4. A continuance of the hearing to May 21 and 22, 1998, will not prejudice BellSouth. It will simply provide the additional time needed for Supra to finalize its discovery and allow both parties to complete their preparations for hearing.

5. A continuance will not have any ameliorative affect on Supra's preparations if it is not granted immediately.

WHEREFORE, Supra respectfully requests the Prehearing Officer to immediately grant a continuance of the April 30, 1998, hearing in this matter to May 21 and 22, 1998, or the next immediately available date after that.

DATED this 20th day of April, 1998.


SUZANNE F. SUMMERLIN
1311-B Paul Russell Road, Suite 201
Tallahassee, Florida 32301
(850) 656-2288
Florida Bar No. 398586
Attorney for Supra Telecommunications
& Information Systems, Inc.

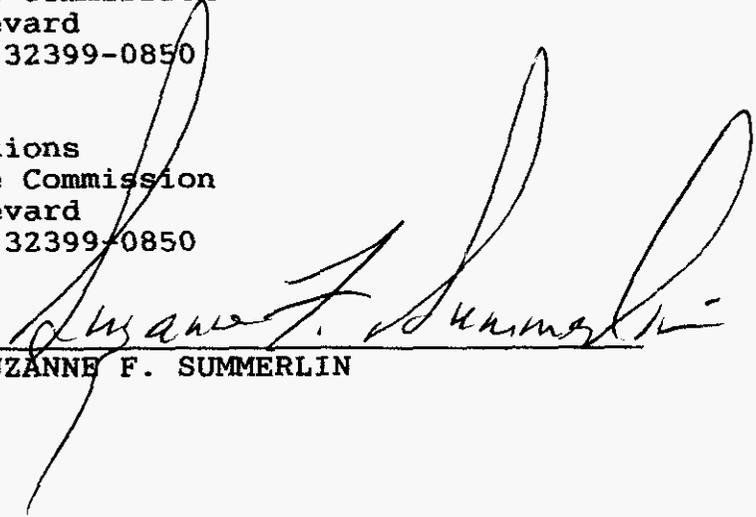
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by United States Mail and facsimile to the following individuals this 20th day of April, 1998:

Nancy B. White, Esquire
BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301

Beth Keating, Esquire,
and John Bowman, Esquire
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Ms. MaryRose Sirianni
Division of Communications
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850


SUZANNE F. SUMMERLIN