

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Metropolitan  
Fiber Systems of Florida, Inc.  
for arbitration with BellSouth  
Telecommunications, Inc.  
concerning interconnection  
rates, terms, and conditions,  
pursuant to the Federal  
Telecommunications Act of 1996.

DOCKET NO. 960757-TP

In re: Petition by AT&T  
Communications of the Southern  
States, Inc. for arbitration of  
certain terms and conditions of  
a proposed agreement with  
BellSouth Telecommunications,  
Inc. concerning interconnection  
and resale under the  
Telecommunications Act of 1996.

DOCKET NO. 960833-TP

In re: Petition by MCI  
Telecommunications Corporation  
and MCI Metro Access  
Transmission Services, Inc. for  
arbitration of certain terms and  
conditions of a proposed  
agreement with BellSouth  
Telecommunications, Inc.  
concerning interconnection and  
resale under the  
Telecommunications Act of 1996.

DOCKET NO. 960846-TP  
ORDER NO. PSC-98-0604A-FOF-TP  
ISSUED: May 7, 1998

AMENDATORY ORDER

On April 29, 1998, the Commission issued Order No. PSC-98-0604-FOF-TP, in Docket Nos. 960757-TP, 960833-TP, and 980846-TP, the arbitration proceedings pursuant to 47 U.S.C. §252, of, respectively, Metropolitan Fiber Systems of Florida, Inc., (MFS) AT&T Communications of the Southern States, Inc., (AT&T) and MCI Telecommunications Corporation and MCI Metro Access Transmission Services, Inc., (MCI) with BellSouth Telecommunications, Inc.

DOCUMENT NUMBER+DATE

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FPSC-RECORDS/REPORTING

ORDER NO. PSC-98-0604A-FOF-TP  
DOCKET NOS. 960757-TP, 960833-TP, 960846-TP  
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(BellSouth). Inadvertently, the Commission's decision at hearing January 26, 1998, to deny Time Warner AxS of Florida, L.P.'s (Time Warner's) motion for reconsideration of Order No. PSC-98-0008-PCO-TP, was not memorialized in Order No. PSC-98-0604-FOF-TP. In Order No. PSC-98-0008-PCO-TP, the Prehearing Officer denied Time Warner's Petition for Leave to Intervene in Docket No. 960833-TP. At hearing, the Commission found that Time Warner presented no matter that the Prehearing Officer had not considered or had overlooked in denying Time Warner's petition to intervene. Accordingly, the Commission denied Time Warner's motion for reconsideration. Diamond Cab Co. of Miami v. King, 146 So.2d 889 (Fla. 1962).

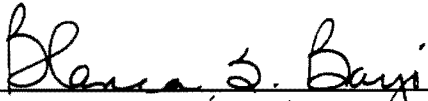
Therefore, Order No. PSC-98-0604-FOF-TP is hereby corrected to memorialize the Commission's January 26, 1998 decision to deny Time Warner's motion for reconsideration of Order No. PSC-98-0008-PCO-FOF-TP.

Based on the foregoing, it is, therefore,

ORDERED by the Florida Public Service Commission that Order No. PSC-98-0604-FOF-TP is hereby corrected to memorialize the Commission's decision to deny Time Warner AxS of Florida, L.P.'s Motion for Reconsideration of Order No. PSC-98-0008-PCO-TP. It is further

ORDERED that Order No. PSC-98-0604-FOF-TP is affirmed in all other respects.

By ORDER of the Florida Public Service Commission, this 7th day of May, 1998.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

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CJP