

Joe Garcia
Commissioner



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Public Service Commission

MEMORANDUM

TO: Chairman Johnson

FROM: Commissioner Garcia *JAG*

RE: Docket No. 971490-TI, Excel Communications

DATE: May 18, 1998

Patrick Wiggins, counsel for Excel Communications (Excel), met with my aide last week to make known his intention to address the Commission on the above docket at the May 19 Agenda Conference. Mr. Wiggins intends to ask the Commission to defer our vote in order to allow further negotiations towards a settlement with Staff. It is my belief that a deferral of this item would be prudent, given the public interest in avoiding litigation where possible, and Mr. Wiggins' confidence, as communicated to my aide, that a brief extension of time might yield mutually beneficial results.

ACK _____

AFA _____

APP _____

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CMU - JAG/blb

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It is my understanding that both Staff and Excel, through its counsel, have issues which each would like to introduce in negotiations. For these reasons I am requesting a deferral of this item for thirty (30) days.

DOCUMENT NUMBER-DATE

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