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ORIGINAL

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WESLEY R. PARSONS

May 29, 1998

Via Federal Express

Ms. Blanca Bayó, Director
Public Service Commission
Division of Records and Reporting
Room 110, Easley Building
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

ATC v. TSI
Docket No.: 951232-TI

Dear Ms. Bayó:

Enclosed for filing with the Public Service Commission are an original and fifteen copies of TSI's Motion for Enlargement of Time to Serve Further Answers to Interrogatories, Motion for Continuance of Pretrial Controlling Dates and Hearing, and Request for Expedited Consideration.

Also enclosed is an additional copy of the filing, and a self-addressed stamped envelope. Please file-stamp and return the copy in the envelope.

Sincerely,



Wesley R. Parsons

- ACK
- AFA 3
- APP _____
- CAF _____
- CMU 3 WRP/crm Enclosures
- CTR _____
- EAG _____
- LEG B. Keating
- LIN 3 11677.000/10000
- OPC _____
- RCH _____
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BEFORE THE STAFF OF THE FLORIDA PUBLIC SERVICE COMMISSION

**DOCKET NO. 951232-TI
FILED: October 17, 1995**

In Re: Dade County Circuit Court referral of)
certain issues in Case No. 92-11654 CA 11)
(Transcall America, Inc. vs. Telecommunications)
Services, Inc. and Telecommunications Services,)
Inc. vs. Transcall America, Inc. and Advanced)
Telecommunications Corp.) that are within the)
Commission's jurisdiction.)

**TSI'S MOTION FOR ENLARGEMENT OF TIME TO SERVE
FURTHER ANSWERS TO INTERROGATORIES, MOTION FOR
CONTINUANCE OF PRETRIAL CONTROLLING DATES AND HEARING,
AND REQUEST FOR EXPEDITED CONSIDERATION**

Defendant, Telecommunication Services, Inc. ("TSI"), pursuant to Rule 22.041, Rules of the Florida Public Service Commission, moves:

- a. for an enlargement of time of one month to provide further answers to the interrogatories required to be answered pursuant to the Prehearing Officer's Order of May, 20, 1998; and
- b. for a continuance of three months of the controlling dates set forth in the Order Establishing Procedures of January 21, 1998, as amended on April 7, 1998.

The grounds for this motion are:

1. The Prehearing Officer entered an order on May 20, 1998, compelling TSI to provide further answers to 104 interrogatories of Transcall America, Inc. ("Transcall"), within two weeks, or by June 3, 1998. Many of these interrogatories require extensive review and organization

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of documents -- mostly consisting of Transcall's own billing information. TSI is working with its expert witness, Lopez Levi & Associates, P.A. to comply with the Order, but cannot do so in the time frame provided. The information requested in the interrogatories is simply too extensive. TSI requests an enlargement of one month to respond.

2. Under the Order Establishing Procedures, as amended, the current controlling dates for testimony begin with the filing of direct testimony of petitioner and respondents on June 15, 1998, continue with rebuttal testimony on July 13, 1998, and set the hearing on August 19-20, 1998. TSI requests an enlargement of these dates by three months for the following reasons:

a. Counsel for TSI was recently set for trial beginning July 6, 1998, in the case Shorewood Associates, Inc. v. Resolution Trust Corporation as Receiver for CenTrust Federal Savings Bank, N.A., Case No: 95-1386-Civ-Davis, before Chief U.S. District Judge Edward B. Davis, in the United States District Court for the Southern District of Florida. A copy of the order setting trial is attached hereto. It is estimated that the trial will take two weeks. This case is the largest lawsuit being handled by TSI's counsel's law firm, to counsel's knowledge, and is being defended by the undersigned and one other lawyer, Thomas Manick, at counsel's law firm. The trial, and pretrial deadlines on June 8 and June 26, 1998, will compromise TSI's counsel's ability to comply with the controlling dates in this matter.

b. TSI will have difficulty in preparing its direct testimony at the same time it is providing further answers to the 104 interrogatories. It is an unfair burden on TSI to require these parallel tracks. TSI, a small business, does not have the resources in-house to absorb these two tracks simultaneously.

c. Discovery has disclosed further witnesses that TSI wishes to depose

that cannot be accommodated in the current time frame. Dan Merritt, a former employee, of Transcall, is apparently familiar with systematic billing errors of Transcall at issue in this case, and has been located in Austin, Texas, but has evaded service of subpoena. TSI wishes to try again to make Mr. Merritt testify under oath. TSI has had similar problems subpoenaing Norman Klugman, former principal of Transcall. Other witnesses with similar information, Ray Yeager, Ed Janowsky, and Betty DeSimone, and several computer programmers who worked at Transcall, have also been identified and TSI wishes to attempt to locate and subpoena them. If these witnesses are unable to supply information needed about billing errors, TSI may seek to depose Mr. William Anderson, Worldcom's general counsel, which TSI has refrained from doing thus far at Transcall's counsel's request. This discovery cannot be accommodated under the current schedule.

d. TSI has noticed for deposition Floyd Self, counsel for Transcall, who has been identified as conducting an investigation of billing irregularities within Transcall/ATC/WorldCom. A motion for protective order is pending. TSI doubts Mr. Self's deposition can be conducted, and followed up as to matters revealed thereby, in the current time frame. The need to depose Mr. Self is set forth in more detail in TSI's forthcoming opposition to Transcall's motion for protective order.

3. TSI suggests the following amended controlling dates:

1	Direct testimony and exhibits of Petitioner, Respondents, and Staff	September 15, 1998
2	Rebuttal testimony and exhibits of Petitioner, Respondents, and Staff	October 16, 1998
3	Prehearing Statements	October 27, 1998
4	Prehearing Conference	November 9, 1998

5	Hearing	December 2-3, 1998
6	Briefs	January 8, 1999

4. The Commission's Rule 22.041 requires motions for continuance to be made in writing and to show good cause. TSI respectfully suggests that good cause is shown above.

5. TSI's counsel has consulted with Transcall's counsel, which initially opposed this motion, but is giving it further consideration.

6. TSI respectfully requests that Transcall submit any opposition to this motion forthwith and that expedited consideration be given to ruling on this motion, in light of the upcoming June 15, 1998 deadline for submission of direct testimony and exhibits.

ADORNO & ZEDER, P.A.



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Attorneys for Defendant/Counterclaimant/Third
Party Plaintiff, Telecommunications Services,
Inc.

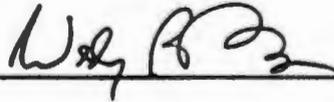
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via
Telefax and U.S. Mail this 29 day of May, 1998 to:

**Albert T. Gimbel
Messer, Caparello & Self, P.A.
215 South Monroe Street, Suite 701
Tallahassee, Florida 32302-1878**

**Beth Keating
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32301**

**Kathy L. Welch, CPA
Regulatory Analyst Supervisor
Florida Public Service Commission
3625 N.W. 82nd Avenue, Suite 400
Miami, Florida 33166-7602**



WRP/L.NOTION/109227/11677.004

4126
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

SHOREWOOD ASSOCIATES, INC.,

Plaintiff,

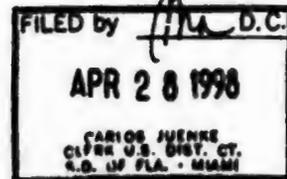
v.

RESOLUTION TRUST CORP.,

Defendant.

CASE NO. 95-1386-CIV-DAVIS
MAGISTRATE JUDGE BANDSTRA

ORDER



THIS MATTER is before the Court on the Plaintiff's Notice of Expiration of Stay and Request for Reinstatement on the Court's Trial Calendar (filed April 24, 1998). It is

ORDERED AND ADJUDGED that the request is GRANTED. This matter is set for trial on the docket commencing July 6, 1998. The parties must file a joint pretrial stipulation no later than June 8, 1998. Proposed findings of fact and conclusions of law are due no later than June 26, 1998. The deadline for filing pretrial motions closed in February, before the Court stayed this action. Accordingly, the Court will not consider further pretrial motions, unless the moving party shows good cause why it did not file the motion before the deadline.

DONE AND ORDERED in Chambers in Miami, Florida, this 28th day of April, 1998.

Edward B. Davis
EDWARD B. DAVIS
CHIEF UNITED STATES DISTRICT JUDGE

Copy: Alan Greer
David Holmes
Thomas Manick
R. Barbara Wien