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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

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Petition for Emergency Relief of Supra )  
Telecommunications and Information )  
Systems, Inc., Against BellSouth )  
Telecommunications, Inc. )

RECORDS AND  
Docket No. 980800-TPRTING

Filed: November 12, 1998

SUPRA TELECOMMUNICATIONS & INFORMATION SYSTEMS, INC.'S  
RESPONSE TO AMERICAN COMMUNICATIONS SERVICES, INC.  
AND NEXTLINK'S MOTION FOR ORAL ARGUMENT

Supra Telecommunications and Information Systems, Inc., ("Supra") hereby files this Response to American Communications Services, Inc. - Jacksonville ("e.spire") and Nextlink Florida, Inc.'s ("Nextlink's") Motion for Oral Argument on their Joint Petition for Reconsideration of Order No. PSC-98-1417-PCO-TP ("Order") issued October 22, 1998. Pursuant to Florida Public Service Commission ("the Commission" or the "FPSC" hereafter) Rules 25-22.058 and 25-22.060, Florida Administrative Code, Supra moves the Commission to deny e.spire and Nextlink's Motion for Oral Argument on their Joint Petition for Reconsideration and, as support therefor, states as follows:

1. The issue of whether Supra should have first priority in BellSouth's North Dade Golden Glades and West Palm Beach Gardens Central Offices was identified as

an issue in this proceeding and would have been, normally and appropriately, addressed as a part of the full proceeding. (The full formal hearing in this matter was held on October 21, 1998.)

2. In an abundance of caution and concern for the procedural significance of the issue of whether Supra should have priority in these two central offices, the Commission panel provided e.spire and Nextlink, two companies not parties to this

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AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG 1  
LIN 3  
OPC \_\_\_\_\_  
RCH \_\_\_\_\_  
SEC 1  
WAS \_\_\_\_\_  
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proceeding and without standing to intervene in this proceeding, the opportunity for full oral argument on this procedural issue on September 22, 1998. By granting such oral argument before the three-member Commission panel assigned to this docket to e.spire and Nextlink, non-parties to the proceeding, prior to the full substantive hearing in this proceeding, the Commission has already gone well beyond what was required in making this procedural determination.

3. In their Joint Petition for Reconsideration, e.spire and Nextlink have simply restated all of the arguments raised in the original oral argument, arguments which were addressed in detail by the Commission staff in the recommendation filed regarding that oral argument. Further oral argument before the full Commission is unnecessary and inappropriate as e.spire and Nextlink are not parties to this proceeding and have raised no issue of fact or law that the Commission panel assigned to this docket has not clearly considered.

Respectfully submitted this 12<sup>th</sup> day of November, 1998.



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CERTIFICATE OF SERVICE

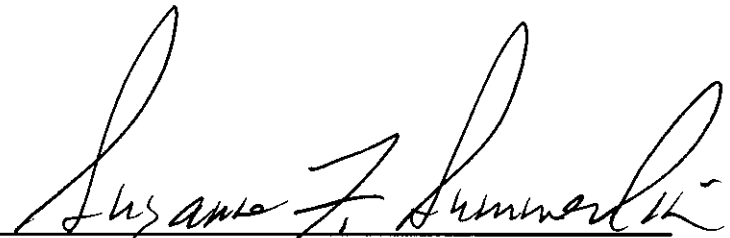
I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail or \*hand delivery to the following parties of record this 12<sup>th</sup> day of November, 1998:

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