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January 21, 1999

VIA HAND-DELIVERY

BLANCA BAYO
Director of Records & Reporting
Divison of Records & Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850
(850) 413-6770

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Re: **Supra v. BellSouth, Docket No. 980800-TP**

Dear Ms. Bayo:

Please find enclosed for filing an original and fifteen (15) copies of the Petitioner Supra Telecommunication & Information Systems, Inc.'s Motion For Reconsideration Of Final Order (PSC-99-0060-FOF-TP) and Supra's Request For Oral Argument On Its Motion For Reconsideration Of Final Order (PSC-99-0060-FOF-TP). Please also find enclosed an extra copy of each filing, for which we request that you stamp with the filing date and return in the enclosed postage pre-paid, self-addressed envelopes.

If you have any questions or comments, please feel free to contact me at (305) 531-5286.

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Sincerely,

[Signature: Mark E. Buechele]

Mark E. Buechele

DOCUMENT NUMBER-DATE
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FPSC-RECORDS/REPORTING

DOCUMENT NUMBER-DATE
00825 JAN 21 99
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ORIGINAL

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

)
Petition For Emergency Relief By Supra)
Telecommunications & Information Systems,)
Inc. Against BellSouth Telecommunications,)
Inc. Concerning Collocation And)
Interconnection Agreements)
_____)

Docket No.: 980800-TP

Dated: December 15, 1998

**SUPRA'S REQUEST FOR ORAL ARGUMENT
ON ITS MOTION FOR RECONSIDERATION
OF FINAL ORDER (PSC-99-0060-FOF-TP)**

PETITIONER, SUPRA TELECOMMUNICATIONS & INFORMATION SYSTEMS, INC. ("Supra"), by and through its undersigned counsel, and pursuant to Florida Administrative Code § 25-22.058, hereby requests oral argument before the Commission on its Motion For Reconsideration Of Final Order (PSC-99-0060-FOF-TP) (dated January 20, 1999) ("Motion for Reconsideration"), and in support thereof states as follows:

1. On or about June 30, 1998, Supra filed a Petition for Emergency Relief ("Petition") against BELLSOUTH TELECOMMUNICATIONS, INC. ("BellSouth"). The Petition primarily requested that the Commission require BellSouth to permit Supra to physically collocate in BellSouth's North Dade Golden Glades and West Palm Beach Gardens tandem central offices. However, Supra also requested that this Commission require BellSouth to permit the collocation of certain pieces of equipment which BellSouth had initially refused to allow in a collocation arrangement.

2. On or about July 20, 1998, BellSouth filed its Answer and Response to Supra's Petition. The Commission subsequently conducted an administrative hearing regarding this

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matter on October 21, 1998. On or before November 16, 1998, the parties filed their post-hearing briefs on the evidence submitted. Thereafter, on or about December 3, 1998, the Staff issued its recommendations on this matter and on or about January 6, 1999 this Commission entered its final order regarding Supra's petition.

3. In its Motion for Reconsideration, Supra asks this Commission to review and reverse its ruling that certain equipment not be allowed in physical collocation within BellSouth's central offices. In particular, this Commission ruled that BellSouth be allowed to prohibit the collocation of Ascend TNT equipment and Cisco Systems remote access concentrators. It is Supra's belief that the final order on this issue, particularly with respect to the Ascend TNT equipment, is contrary to both the relevant law and the undisputed evidence presented at the October 21, 1998 hearing. Supra also believes that this Commission erred in denying collocation of the Cisco equipment as well.

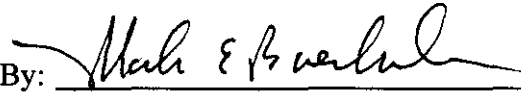
4. The factual issues involved in Supra's Motion for Reconsideration are somewhat technical and quite complicated in nature. Moreover the corresponding legal arguments are also somewhat technical and complicated in nature. It is Supra's belief that a proper determination of the Motion for Reconsideration requires a full explanation and understanding of both the factual and legal arguments being advanced. Since both the factual and legal arguments involved are technical and difficult in nature, Supra believes that oral argument will help expedite a fair and just consideration of the Motion for Reconsideration. Accordingly, Supra requests that this Commission grant oral argument on its Motion for Reconsideration.

WHEREFORE Petitioner SUPRA TELECOMMUNICATIONS & INFORMATION

SYSTEMS, INC. hereby files and serves this its Request for Oral Argument On Its Motion For Reconsideration Of Final Order (PSC-99-0060-FOF-TP) (dated January 20, 1999) and respectfully requests that this Commission grant oral argument on this motion.

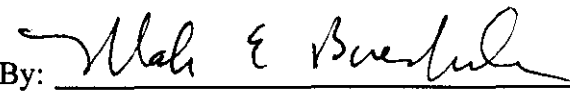
Respectfully Submitted this 20th day of January, 1999.

MARK E. BUECHELE, ESQ.
Supra Telecommunications &
Information Systems, Inc.
2620 S.W. 27th Avenue
Miami, FL 33133
Tel: (305) 476-4200
Fax: (305) 443-1078

By: 
MARK E. BUECHELE
Fla. Bar No. 906700

CERTIFICATE OF SERVICE

I HEREBY Certify that a true and correct copy of the foregoing has been furnished by U.S. Mail upon NANCY WHITE, ESQ., 150 South Monroe Street, Suite 400, Tallahassee, Florida 32301 and BETH KEATING, ESQ., 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, this 20th day of January, 1999.

By: 
MARK E. BUECHELE
Fla. Bar No. 906700

3. Rule 25-22.056(4)(b), Florida Administrative Code, provides in pertinent part that a party may file exceptions to a recommended or proposed order with the Division of Records and Reporting within 14 days of service of the recommended order. Supra timely filed and served its Exceptions\Objections To Staff Recommendations pursuant to this rule. There is no dispute that the Staff prepared and filed a recommended order on the hearing previously held in this matter, and thus under a conservative interpretation of Rule 25-22.056(4)(b), exceptions to that recommendation appear to be permitted.

4. In any event, whether permissive or mandatory, Supra's Exceptions\Objections To Staff Recommendations have merit and should be considered by this Commission in its final determination of this matter. There is no statutory, legal or administrative rule or precedence which prevents a party from commenting on a recommendation or other proposed finding and/or ruling, and neither Rule 25-22.037(2)(b) or any other authority cited by BellSouth provides a basis for striking Supra's Exceptions\Objections To Staff Recommendations. If exceptions are required to preserve the record in this proceeding under Rule 25-22.037(2)(b), then Supra's Exceptions\Objections To Staff Recommendations are both timely and meritorious. If however, exceptions are not required to preserve the record in this proceeding, then Supra's Exceptions\Objections To Staff Recommendations are still meritorious and not specifically prohibited by any statute, rule or other legal precedence, and thus at a minimum are a permissible response to the staff recommendations which this Commission can either choose to consider or not consider.

5. Accordingly, for the reasons stated above, BellSouth's Motion to Strike Supra's

Exceptions\Objections To Staff Recommendations should be denied.

WHEREFORE Petitioner SUPRA TELECOMMUNICATIONS & INFORMATION SYSTEMS, INC. hereby files and serves this is response and opposition to BELLSOUTH TELECOMMUNICATIONS, INC.'s Motion to Strike Supra's Exceptions\Objections To Staff Recommendations, and respectfully requests that such motion be denied.

Respectfully Submitted this 29th day of December, 1998.

MARK E. BUECHELE, ESQ.
Supra Telecommunications &
Information Systems, Inc.
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Miami, FL 33133
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