

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into  
appropriate methods to  
compensate carriers for exchange  
of traffic subject to Section  
251 of the Telecommunications  
Act of 1996.

DOCKET NO. 000075-TP  
ORDER NO. PSC-01-0931-PCO-TP  
ISSUED: April 11, 2001

ORDER GRANTING JOINT MOTION FOR EXTENSION OF  
TIME TO FILE REBUTTAL TESTIMONY (Phase II)

On January 21, 2000, this docket was established to investigate the appropriate methods to compensate carriers for exchange of traffic subject to Section 251 of the Telecommunications Act of 1996. On November 22, 2000, Order No. PSC-00-2229-PCO-TP, establishing procedure, was issued and the controlling dates set. On December 7, 2000, Order No. PSC-00-2350-PCO-TP, was issued to adopt, incorporate and supplement Order No. PSC-00-2229-PCO-TP. On December 11, 2000, Florida Competitive Carriers Association, AT&T Communications of the Southern States, Inc., Intermedia Communications, Inc., WorldCom, Inc., XO Communications, Inc., Time Warner Telecom of Florida, L.P., e.spire Communications, Inc., Florida Cable Telecommunications Association, Allegiance Telecom of Florida, Inc., Global Naps, Inc., US LEC of Florida, Inc., and Cox Florida Telecom, L.P. (collectively "ALECs") filed a Joint Motion to Extend Filing Dates, Bifurcate, and Request for Issue Identification/Status Conference. On December 15, 2000, Verizon Florida, Inc., BellSouth Telecommunications, Inc., and Sprint-Florida Incorporated filed a joint response to the motion filed by the ALECs.

On December 20, 2000, Order No. PSC-00-2452-PCO-TP, was issued granting the Joint Motion in part and denying in part. Pursuant to that Order, Issues 1-9 were addressed in the March 7-8, 2001, hearing and Issues 10-17 will be addressed in the July 5 and 6, 2001, hearing. Further, the requests to extend filing dates and set up an issue identification/status conference were denied.

On April 9, 2001, AT&T Communications of the Southern States, Inc., TCG of South Florida, Global NAPS, Inc., MediaOne Florida Telecommunications, Inc., Time Warner Telecom of Florida, LP, Florida Cable Telecommunications Association, Inc., and the Florida

DOCUMENT NUMBER-DATE

04485 APR 11 2001

FPSC-RECORDS-REPORTING

Competitive Carriers Association (collectively "ALECS"), as joint sponsors of the testimony of Lee Selwyn, filed a Joint Motion for Extension of Time to File Rebuttal Testimony (Motion).

In their Motion, the ALECs state that despite diligent effort, Dr. Selwyn will be unable to complete his rebuttal testimony by April 12, 2001 due to significant conflicts with other professional duties. Therefore the ALECs request an additional week to file the rebuttal testimony of Dr. Selwyn in Phase II of this proceeding. The ALECs assert that Dr. Selwyn has a number of professional obligations which conflict with and impede his ability to complete rebuttal testimony by April 12, 2001. A significant amount of Dr. Selwyn's time has been dedicated to preparation of testimony due to be filed before the Oregon Commission on April 10, 2001. Further, Dr. Selwyn is scheduled to participate in the reciprocal compensation hearings before the New Hampshire Commission on April 11 and 12, 2001. None of the other parties have expressed objection so long as the extension is granted to all other witnesses and would not result in any other delay in this docket.

Our staff has indicated that the extension requested will not cause any unnecessary delay in the resolution of this proceeding. Noting no objection by parties, it appears reasonable and appropriate to grant an extension of an additional week to allow the ALECs to file the rebuttal testimony of Dr. Selwyn. Accordingly, the new filing date for rebuttal testimony shall be April 19, 2001. Further, in view of fairness, the same extension of time to file rebuttal testimony is granted to all parties in this proceeding.

Based on the foregoing, it is

ORDERED by Commissioner Lila A. Jaber, as Prehearing Officer, that AT&T Communications of the Southern States, Inc., TCG of South Florida, Global NAPS, Inc., MediaOne Florida Telecommunications, Inc., Time Warner Telecom of Florida, LP, Florida Cable Telecommunications Association, Inc., and the Florida Competitive Carriers Association's Joint Motion for Extension of Time to File Rebuttal Testimony is granted. It is further


ORDERED that the filing date for rebuttal testimony is April 19, 2001 for all parties. It is further

ORDERED that the hearing procedure set forth in Orders Nos. PSC-00-2229-PCO-TP, and modified by Orders Nos. PSC-00-2350-PCO-TP,

ORDER NO. PSC-01-0931-PCO-TP  
DOCKET NO. 000075-TP  
PAGE 3

PSC-00-2452-PCO-TP, PSC-01-0632-PCO-TP and PSC-01-0863-PCO-TP is hereby affirmed in all other respects.

By ORDER of Commissioner Lila A. Jaber, as Prehearing Officer, this 11th day of April, 2001.

  
LILA A. JABER  
Commissioner and Prehearing Officer

( S E A L )

FRB

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of

ORDER NO. PSC-01-0931-PCO-TP

DOCKET NO. 000075-TP

PAGE 4

Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.