

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Initiation of show cause proceedings against GTE Florida Incorporated for apparent violation of service standards.

DOCKET NO. 991376-TL  
ORDER NO. PSC-01-2137-PCO-TL  
ISSUED: November 1, 2001

ORDER MODIFYING PROCEDURAL SCHEDULE

On September 10, 1999, this docket was established to initiate show cause proceedings against Verizon Select Services, Inc., f/k/a GTE Communications Corporation (Verizon) for its apparent violations of service standards. On September 17, 1999, the Office of Public Counsel (OPC) filed a Notice of Intervention that was acknowledged by Order No. PSC-99-2494-PCO-TL, issued December 20, 1999. Pursuant to the Order Establishing Procedure, Order No. PSC-00-0686-PCO-TL, issued April 12, 2000, this matter was scheduled for an administrative hearing on August 17, 2000. On June 30, 2000, Order No. PSC-00-1191-PCO-TL was issued, continuing the hearing and suspending all other controlling dates.

The issues involved in this docket were not resolved, and on March 30, 2001, Order No. PSC-01-0834-PCO-TL, was entered, rescheduling the administrative hearing for June 21, 2001. The hearing was convened on that date for the duration of the day, but the parties were unable to complete presentation of the evidence within the allotted time. The continuation of the hearing was held on August 1, 2001, but, due to a medical emergency in the family of a witness, OPC filed a motion to schedule a new date for the testimony of that witness. That motion was orally granted during the August 1, 2001, segment of the hearing, and September 10, 2001, was selected for the testimony of that witness and the administrative hearing was concluded on that date.

Because of those continuances, it was necessary to establish a revised date for the filing of post-hearing briefs in the matter. Accordingly, in Order No. PSC-01-1946-PCO-TL, briefs were rescheduled to be due on November 1, 2001. However, on October 31, 2001, Verizon filed a Motion for Continuance of the post-hearing procedures in this case, including the filing of briefs. The Motion, joined by the Office of Public Counsel, states that a joint motion proposing a comprehensive settlement of both this case and

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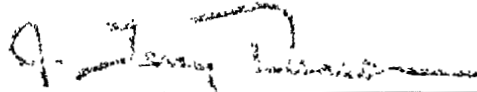
of Docket No. 990362-TI (Initiation of Show Cause Proceedings Against GTE Communications [n/k/a Verizon Select Services, Inc.] for apparent violation of Rule 25-4.118, F.A.C., Local, Local Toll, or Toll Provider Selection) will soon be presented to the Commission by the parties. The Motion further states that the continuance is necessary to allow preparation of the joint motion and supporting documentation. Accordingly, it is appropriate that the post-hearing procedures in this case be continued pending the filing of the joint motion proposing settlement.

It is therefore,

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that the procedural schedule for this docket shall be modified as reflected in the body of this Order. It is further

ORDERED that Order No. PSC-00-0686-PCO-TL, Order No. PSC-01-1446-PCO-TL and Order No. PSC-01-1946-PCO-TL are affirmed in all other respects.

By ORDER of Commissioner J. Terry Deason as Prehearing Officer, this 1st day of November, 2001.



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J. TERRY DEASON  
Commissioner and Prehearing Officer

( S E A L )

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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 the Commission Clerk and Administrative Services, 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.