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April 24, 2001

Mrs. Blanca Bayo, Director  
Division of Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**RE: Docket No. 001305-TP –  
Supra's Motion For Extension of Time**

Dear Mrs. Bayo:

Enclosed is the original and seven (7) copies of Supra Telecommunications and Information Systems, Inc.'s (Supra) Motion For Extension of Time.

We have enclosed a copy of this letter, and ask that you mark it to indicate that the original was filed, and thereupon return it to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

Brian Chaiken  
General Counsel

DOCUMENT NUMBER-DATE  
04528 APR 24 08  
FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**

**Docket No. 001305-TP**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was served via Facsimile, Hand Delivery and/or Federal Express this 24<sup>th</sup> day of April, 2002 to the following:

Wayne Knight, Esq.  
Staff Counsel  
Division of Legal Services  
Florida Public Service Commission  
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SUPRA TELECOMMUNICATIONS  
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2620 S.W. 27<sup>th</sup> Avenue  
Miami, Florida 33133  
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By: Brian Chaiken / q7/B  
BRIAN CHAIKEN, ESQ.

**BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION**

Petition for Arbitration of the	)	
Interconnection Agreement between Bell-	)	
South Telecommunications, Inc. and	)	Docket No. 001305-TP
Supra Telecommunications & Information	)	
Systems, Inc. pursuant to Section 252(b)	)	Dated: April 24, 2002
of the Telecommunications Act of 1996	)	
_____	)	

**MOTION FOR EXTENSION OF TIME**

SUPRA TELECOMMUNICATIONS & INFORMATION SYSTEM'S INC. ("Supra") requests that the Florida Public Service Commission ("Commission") grant an extension of time of thirty (30) days from the date the Commission issues a final order disposing of the Supra's Motion for Reconsideration<sup>1</sup> to file an executed interconnection agreement.

**BRIEF INTRODUCTION**

Supra seeks an extension of time in which to comply with Commission Order No. PSC-02-0413-FOF-TP ("Order"), which provides that the parties are required to file a final executed interconnection agreement with the Commission "within thirty days from the issuance of this order." The Order was issued on March 26, 2002. The final agreement would therefore be required to be filed on or before April 25, 2002.

The bases for Supra's request for an extension are as follows:

1. On April 10, 2002, Supra filed a Motion for Reconsideration. The Commission has yet to rule on said Motion.

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<sup>1</sup> Supra hereby specifically reserves, and does not waive, its right to seek a stay of any final Commission Order pending an appeal.

2. On April 17, 2002, Supra filed a Motion to disqualify and Recuse Commission staff and Commission Panel from all further consideration of this docket and to refer docket to DOAH for all further proceedings. Because the Commission has yet to rule on the pending Motion for Disqualification and Recusal and Motion for Reconsideration, it would be premature to execute a final agreement at this time.

3. Neither party would be unduly prejudiced by an extension of time.

Accordingly, Supra requests an extension of time of thirty (30) days from the date the Commission issues a final order disposing of the Motion for Disqualification and Recusal and Motion for Reconsideration to file an executed interconnection agreement. Supra submits that the extension of time will not prejudice any party.

#### **ARGUMENT**

On June 28, 2001, the Commission issued Order No. PSC-01-1402-FOF-TP in Docket No. 000731-TP: BellSouth, AT&T arbitration. Thirty-two (32) days after the issuance of that order, on July 30, 2001, BellSouth filed for a thirty (30) day extension of time to file its final executed interconnection agreement with AT&T. On September 6, 2001, the Commission Staff recommended approving the extension of time. The Staff wrote:

“Until the question of reconsideration is determined, the final agreement can not be drafted. Staff concurs with the reason given by BellSouth and recommends the Motion for Extension of Time be granted. The agreement should be filed within 30 days of the date of the issuance of the order on this recommendation.” See Docket No. 000731-TP, Staff Recommendation, September 6, 2001, pg. 8.

On September 28, 2001, the Commission issued Order No. PSC-01-1951-FOF-TP, in which the Commission granted BellSouth’s extension of time. In this Order the Commission wrote:

“As reason for the request, BellSouth cited the Motions for Reconsideration which are the earlier subject of this Order. Until the question of reconsideration is determined, the final agreement can not be drafted. Accordingly, the Motion for Extension of Time is granted. The agreement should be filed within 30 days of the date of the issuance of this Order.” See Pg 8, of Commission Order.

Accordingly, like BellSouth, Supra cites as the reason for its request the Motion for Disqualification and Recusal and Motion for Reconsideration which remain pending. Consistent with Commission Order No. PSC-01-1951-FOF-TP, the final agreement cannot be drafted until the question of the pending motions are determined. An extension of time is warranted in this docket.

BellSouth objects to Supra requests. The extension of time will ensure that the parties will not have to negotiate the necessary final language more than once. As such, the extension of time will not prejudice either party.

WHEREFORE, for the foregoing reasons, Supra respectfully requests that this Commission grant an extension of time of thirty (30) days from the date the Commission issues a final order disposing of the pending Motions to file an executed interconnection agreement. Furthermore, in the event a new hearing is ordered, Supra respectfully requests that the Commission Order that the need to file an executed interconnection agreement be stayed until the outcome of the new hearing.

RESPECTFULLY SUBMITTED THIS 24<sup>TH</sup> day of April, 2002.

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