

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by AT&T Communications of the Southern States, LLC for suspension and cancellation of BellSouth Telecommunications, Inc.'s Switched Access Contract Tariff No. FL2002-01 for alleged violations of the Telecommunications Act of 1996, rules of the Federal Communications Commission, and Chapter 364, Florida Statutes.

DOCKET NO. 020738-TP  
ORDER NO. PSC-03-0357-PCO-TP  
ISSUED: March 14, 2003

ORDER GRANTING JOINT MOTION TO CONTINUE

On June 2, 2002, BellSouth Telecommunications, Inc. (BellSouth) filed Switched Access Contract Tariff No. FL2002-01, which became effective on June 17, 2002. On July 16, 2002, AT&T Communications of the Southern States, LLC (AT&T) filed a Petition requesting suspension and cancellation of that Tariff, and requesting a formal administrative hearing pursuant to Sections 120.569 and 120.57(1), Florida Statutes. On January 6, 2003, Order No. PSC-03-0031-FOF-TP was issued, denying suspension or cancellation of the tariff, but setting the matter for hearing on May 12, 2003.

On March 11, 2003, BellSouth and AT&T filed a Joint Motion for Continuance, requesting that all dates in this Docket be continued for no less than 60 days. The parties allege that they are currently engaged in settlement negotiations, which they anticipate will result in the amicable resolution of all matters at issue in this proceeding. These negotiations will, however, require additional time before they conclude.

Upon consideration, I find this request reasonable in view of the parties' expressed intent to reach a negotiated resolution.

Based on the foregoing, it is

ORDERED by Commissioner Charles M. Davidson, as Prehearing Officer, that the Joint Motion for Continuance filed by BellSouth Telecommunications, Inc. and AT&T Communications of the Southern States, LLC is hereby granted. It is further

ORDERED that the hearing dates and all other controlling dates be continued for a period of not less than 60 days to allow time for the conclusion of the settlement negotiations.

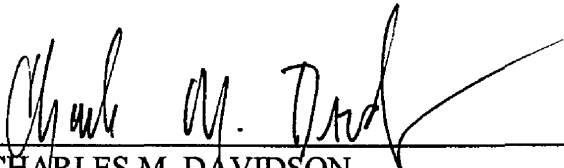
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By ORDER of Commissioner Charles M. Davidson, as Prehearing Officer, this 14 Day of  
March, 2003.

  
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CHARLES M. DAVIDSON  
Commissioner and Prehearing Officer

( S E A L )

LF

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; or (2) 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.