

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for arbitration
of open issues resulting from
interconnection negotiations
with Verizon Florida Inc. by
DIECA Communications, Inc. d/b/a
Covad Communications Company.

DOCKET NO. 020960-TP
ORDER NO. PSC-03-1296-PCO-TP
ISSUED: November 13, 2003

ORDER GRANTING MOTION FOR EXTENSION OF TIME
TO FILE INTERCONNECTION AGREEMENT

Pursuant to a Petition by DIECA Communications, Inc. d/b/a Covad Communications Company (Covad) for arbitration of unresolved issues in an agreement with Verizon Florida Inc. (Verizon), this matter was set for an administrative hearing by Order No. PSC-02-1589-PCO-TP, issued November 15, 2002. The hearing was held on May 14, 2003.

On October 13, 2003, the final order on the arbitration, Order No. PSC-03-1139-FOF-TP, was issued. That Order directed that a signed conforming agreement be submitted for our approval within 30 days of the issuance date of the Order.

On November 7, 2003, Covad filed its Motion for Extension of Time to File Interconnection Agreement, representing that Verizon concurs in the Motion. In that Motion, Covad notes that there is a pending Motion for Reconsideration in this Docket that will not be determined until late December. Covad alleges that it would not be possible to draft a completed Agreement until the Motion for Reconsideration is determined. Accordingly, Covad asks that the Agreement not be due until 21 days following the issuance of the order ruling on the Motion for Reconsideration.

I find it appropriate and reasonable to extend the time for filing the Agreement and, accordingly, the Motion for Extension of Time to File Interconnection Agreement is granted.

DOCUMENT NUMBER-DATE

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Based upon the foregoing, it is

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that the Motion for Extension of Time to File Interconnection Agreement is hereby granted. It is further

ORDERED that the new date for submitting a signed conforming Agreement shall be 21 days following the issuance of the order ruling on the Motion for Reconsideration now pending in this Docket.

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 13th day of November, 2003.



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.

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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.