

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition by Supra Telecommunications and Information Systems, Inc. for arbitration with BellSouth Telecommunications, Inc. | DOCKET NO. 040301-TP
| ORDER NO. PSC-04-0710-PCO-TP
| ISSUED: July 20, 2004

ORDER GRANTING SUPRA TELECOMMUNICATION & INFORMATION SYSTEMS,
INC.'S MOTION FOR LEAVE TO FILE AN AMENDED PETITION

I. Case Background

On April 5, 2004, Supra Telecommunications & Information Systems, Inc. (Supra) filed a petition for arbitration with BellSouth Telecommunication, Inc. (BellSouth). Pursuant to Section 364.058, Florida Statutes, Supra requested an expedited proceeding to set a rate for an individual hot cut. Supra also requested an interim rate for an individual hot cut. In a separate pleading filed by Supra on April 5, 2004, Supra requested that this matter be assigned to the full Commission pursuant to Section 350.01(6), Florida Statutes.

On April 28, 2004, BellSouth filed a Response to Supra's request for arbitration and expedited hearing.

On June 23, 2004, Supra filed a Motion for Leave to File an Amended Petition. Attached to the Motion was the Amended Petition that contained two new issues and restated Supra's request for an expedited hearing along with establishing an interim rate. On June 30, 2004, BellSouth filed a letter with this Commission stating no objection to Supra's Motion for Leave to File an Amended Complaint.

II. Decision

As stated above, Supra filed a Motion for Leave to File an Amended Petition. The motion is hereby granted in light of the fact that it is uncontested, and the parties involved, as well as the Commission, will benefit from the added clarity of the amended complaint. BellSouth must respond by July 21, 2004.

It should also be noted that the full Commission has been assigned to this proceeding due to the subject matter at hand, rendering moot Supra's request pursuant to Section 350.01(6), Florida Statutes.

Based on the foregoing, it is

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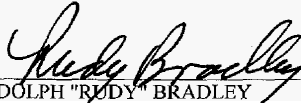
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ORDERED by Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, that Supra Telecommunications & Information Systems, Inc.'s Motion for Leave to File an Amended Petition is hereby granted. It is further

ORDERED that BellSouth Telecommunication, Inc. must respond to the Amended Petition by July 21, 2003.

By ORDER of Commissioner Rudolph "Rudy" Bradley, as Prehearing Officer, this
20th day of July, 2004.



RUDOLPH "RUDY" BRADLEY
Commissioner and Prehearing Officer

(SEAL)

JLS

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

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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.